



# Journal of the Senate

Number 7-Special Session

Thursday, June 16, 1977

The Senate was called to order by the President at 9:30 a.m. A quorum present—38:

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Spicola	
Glisson	Myers	Thomas, Jon	

Excused: Senator Wilson until 11:00 a.m., Senator Gordon

Prayer by Senator Poston:

Dear Heavenly Father, we recognize that we are tired and we are weary and we would like to return to our homes. But before we can stand in review, let us make certain that we've reviewed every item of business that should come before us and to make certain that it is reviewed in a proper way to best represent the interests of the people who elected us to serve in these chambers. We are grateful for the blessings that come our way, we are grateful for the opportunities of service. Help us to measure our service by thy will and thy way. Amen.

## INTRODUCTION

By Senator Peterson—

**SB 25-A**—A bill to be entitled An act relating to education; creating s. 236.088, Florida Statutes; providing for programs of supplemental instruction in compensatory education; providing program criteria; providing for program approval by the Commissioner of Education; providing for an annual report; amending ss. 236.081(4), 237.34(2)(a), (3)(b), Florida Statutes, 1976 Supplement; providing for educational improvement programs which include educational training programs and student enrichment and remedial programs; repealing s. 236.081(2), Florida Statutes, as amended, relating to the computation of compensatory education supplemental cost factor; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committees on Education and Appropriations.

By Senators Lewis and Gordon—

**SB 28-A**—A bill to be entitled An act relating to ad valorem tax exemption; amending s. 196.1975(4)(a), Florida Statutes, 1976 Supplement, providing that the 5-year residency requirement shall not be applicable to certain nonprofit housing projects; amending s. 196.1976, Florida Statutes, 1976 Supplement, to provide for severability for ss. 196.1975 and 196.197; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Gordon—

**SB 32-A**—A bill to be entitled An act relating to the tax on the severance of solid minerals; amending ss. 211.31(1) and

211.32(3) (d)1., Florida Statutes; providing an excise tax on the commercial severance of solid minerals; providing for the distribution of such tax; limiting the land restoration and reclamation programs which are eligible for refunds; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Gordon—

**SB 33-A**—A bill to be entitled An act relating to the transient rentals sales tax; amending s. 212.03(4) and (7), Florida Statutes, reducing to 6 months the period of time a person must reside in certain rented living quarters before being exempt from the transient rentals sales tax; providing that a person who enters into a bona fide written lease for 6 months of continuous residence at such living quarters shall also be exempt from the tax; providing an exemption for persons who have resided for 6 months or more in such living quarters or who have paid the tax for 6 months upon the effective date of the act, and exempting full-time students enrolled in institutions offering post-secondary education; authorizing the Department of Revenue to reform rental contracts in certain cases; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Gordon—

**SB 34-A**—A bill to be entitled An act relating to the sales and use tax; amending s. 212.02(2)(a), Florida Statutes, 1976 Supplement, removing the exemption from the sales and use tax provided for the sale in this state of a motor vehicle to a resident in another state; creating s. 212.084, Florida Statutes, providing for a partial refund of tax under certain circumstances on the purchase of a motor vehicle by a person who titles or licenses the vehicle in another state; requiring the seller to provide sales invoices under certain circumstances; providing a procedure by which the seller may be credited for the payment of a refund; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senators Gordon and Graham—

**SB 36-A**—A bill to be entitled An act relating to the municipal public service tax; amending s. 166.231, Florida Statutes; authorizing a municipality to levy a public service tax on kerosene and fuel oil; revising the base for municipal public service taxes from a percentage base to a physical unit base; providing exceptions for telephone, telegraph and cable television service; providing a partial exemption for electricity used for residential use; providing a conversion formula; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Lewis (by request)—

**SB 39-A**—A bill to be entitled An act relating to the oil and gas production tax; amending s. 211.02(1), Florida Statutes;

increasing the rate of taxation; changing the percentage distribution under the first and second oil and gas tax; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Lewis (by request)—

**SB 40-A**—A bill to be entitled An act relating to taxation; amending ss. 210.02(1), (3)-(5), 210.20(2)(a), Florida Statutes; increasing the excise or privilege tax on cigarettes; changing the distribution of funds received from such taxes; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Lewis (by request)—

**SB 41-A**—A bill to be entitled An act relating to the Beverage Law; amending s. 563.05, Florida Statutes; changing the rate of tax on malt beverages; amending s. 564.06, Florida Statutes; changing the excise tax on wines; amending s. 565.12, Florida Statutes; changing the tax on liquors and beverages; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senators Firestone, Sayler and MacKay—

**SB 42-A**—A bill to be entitled An act relating to workmen's compensation; repealing s. 440.51(5), Florida Statutes, which provides that the amount assessed against and paid by an insurance carrier under the provisions of s. 440.51, Florida Statutes, shall be allowed as a deduction against the amount of any other tax levied by the state upon the premiums, assessments or deposits for workmen's compensation insurance on contracts or policies of such insurance carrier; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committees on Finance, Taxation and Claims; and Commerce.

By Senators Sayler, Winn, Gallen, Myers, Henderson, Chamberlin, Gorman, Graham, Plante, Dunn, Zinkil, Scott, Castor, Firestone, W. D. Childers, Holloway, Tobiasen, Don Childers, Wilson, Spicola, Johnston, Jon Thomas, Renick, McClain, Barron, Ware, Williamson and Gordon—

**SB 45-A**—A bill to be entitled An act relating to the Canal Authority Act; transferring the Canal Authority to the Division of Resource Management of the Department of Natural Resources as the Bureau of Waterways by a type three transfer; providing that funds be maintained in the Cross Florida Barge Canal Trust Fund; prohibiting the department from making expenditures for the purpose of acquiring land for constructing, operating, or promoting the canal; requiring the department to develop a management plan for the canal area; empowering the department to retain lands and acquire other lands, including the acquisition of lands acquired in less than fee simple by condemnation; providing for the sale of certain state lands and providing for the distribution of funds derived from such sale; providing for use of certain funds; providing for the vesting of title to acquire lands in the Board of Trustees of the Internal Improvement Trust Fund; providing a tax exemption; providing for annual reports by the department to the Legislature; authorizing the department to contract with and make assignments, transfers, and conveyances to the United States; amending s. 20.25(12), Florida Statutes, to conform to this act; requiring the public sale of property owned by the Cross Florida Canal Navigation District and providing for the return of certain funds of the Cross Florida Canal Navigation District to the counties in the district; repealing parts I and II of chapter 374, Florida Statutes, relating to the creation, duties, and powers of the Canal Authority and of the Cross Florida Canal Navigation District; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Rules and Calendar.

By Senators Plante, Poston, Sayler, Myers, Henderson, Ware, Lewis, Brantley, Gallen, Trask and Spicola—

**SB 46-A**—A bill to be entitled An act relating to financial disclosure by certain public officers; requiring members of the Constitutional Revision Commission to file full and public disclosure of their financial interests; providing disqualification for failure to file; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Governmental Operations.

By Senator Lewis (by request)—

**SB 48-A**—A bill to be entitled An act relating to corporations; amending s. 607.361(2), Florida Statutes, 1976 Supplement; to increase the fee for filing an annual report; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Lewis (by request)—

**SB 49-A**—A bill to be entitled An act relating to estate taxes; creating s. 198.015, Florida Statutes, providing that, for purposes of estate taxes, persons who have dwelt or lodged in Florida for a certain time prior to their demise shall be presumed domiciliaries of the state; amending s. 198.15, Florida Statutes, 1976 Supplement, extending to 10 years the aggregate of extensions allowed on the payment of estate taxes which are due; amending s. 198.16, Florida Statutes, 1976 Supplement, increasing the interest rate charged on deficient estate taxes; amending s. 198.22, Florida Statutes; increasing to 12 years the amount of time for which a lien for unpaid taxes is valid upon an estate; removing the waiver fee for waivers releasing property from such lien; amending s. 198.35, Florida Statutes, providing that the interpretation and construction of Florida's estate tax laws shall, where applicable, be based on the inheritance tax laws of the United States effective January 1, 1978; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Lewis (by request)—

**SB 50-A**—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.01, Florida Statutes; providing that the tax is applicable to documents recorded in the state; deleting language with respect to notations on certain mortgages of the amount of tax paid; requiring notation on certain notes and certificates of tax paid on mortgages and deeds of trust; amending s. 201.08(1), Florida Statutes; providing for application of the tax with respect to certain mortgages, trust deeds, security agreements, or other evidences of indebtedness; creating s. 201.205, Florida Statutes; providing that certain documents upon which the tax has not been paid are unenforceable; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Lewis (by request)—

**SB 51-A**—A bill to be entitled An act relating to The Beverage Law; amending s. 563.02(1), Florida Statutes; prescribing license fees for vendors of malt beverages containing alcohol of more than 1 percent by weight; amending s. 564.02(1), Florida Statutes; prescribing license fees for vendors of beverages containing alcohol of more than 1 percent by weight and not more than 14 percent by weight and wines; amending s. 565.02(1), Florida Statutes; prescribing license fees for vendors who are permitted to sell any alcoholic beverages regardless of alcoholic content; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Lewis (by request)—

**SB 55-A**—A bill to be entitled An act relating to workmen's compensation; repealing s. 440.51(5), Florida Statutes, which provides that the amount assessed against and paid by an insurance carrier under the provisions of s. 440.51, Florida Statutes, shall be allowed as a deduction against the amount of any other tax levied by the state upon the premiums, assessments or deposits for workmen's compensation insurance on contracts or policies of such insurance carrier; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Lewis (by request)—

**SB 56-A**—A bill to be entitled An act relating to intangible personal property tax; amending s. 199.112, Florida Statutes; providing that for purposes of assessment of said tax sales of tangible personal property are considered to be in this state if delivered to a purchaser in this state regardless of the f.o.b. point or other conditions of sale; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senators Plante, Sayler and Brantley—

**SB 62-A**—A bill to be entitled An act relating to the code of ethics for public officers and employees; amending s. 112.312(1), (4), and (8), Florida Statutes, 1976 Supplement, and adding subsections (18)-(26); providing definitions; amending s. 112.313(1), Florida Statutes, and adding subsections (12) and (13); providing exemptions from restrictions on doing business with one's agency and on conflicting employment or contractual relationships; prohibiting representation of clients before certain government agencies by certain state and local officers during tenure in office; providing exemptions; creating s. 112.3144, Florida Statutes; prohibiting representation of clients by elected constitutional, state and local officers, appointed secretaries or executive directors of state departments, and Supreme Court justices before the agency or body of which such person was a member or officer for 2 years following vacation of office; amending s. 112.3145, Florida Statutes, 1976 Supplement, relating to disclosure of financial interests and clients represented before agencies; including constitutional officers; providing requirements for full public disclosure of financial interests and specifying who shall file such disclosure; providing requirements for limited public disclosure of financial interests and specifying who shall file such disclosure; providing that local governing bodies may require full disclosure by certain persons; providing the Governor by executive order may require members of certain boards or commissions to file full financial disclosure; amending s. 112.3147(2) and (3), F. S., 1976 Supplement, and adding subsections (4) and (5); providing requirements with regard to disclosure forms; amending s. 112.321(1), Florida Statutes; providing for appointment of a member of the Commission on Ethics by the Chief Justice of the Supreme Court; adding subsection (8) to s. 112.322, Florida Statutes, 1976 Supplement; requiring the adoption and publication of certain rules by the commission; creating s. 112.327, Florida Statutes, providing that public officers or employees benefiting financially from malfeasance shall be liable for certain damages; providing that persons participating with public officers or employees in acts of malfeasance and benefiting financially therefrom shall be liable for certain damages; providing that public officers or employees, and persons participating with public officers or employees, benefiting financially from nonfeasance or misfeasance shall be liable for actual damages plus interest; extending the filing deadline for the year 1977; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Governmental Operations.

By Senators Graham, Dunn, MacKay and Glisson—

**SB 65-A**—A bill to be entitled An act relating to the corporate income tax; creating s. 220.16, Florida Statutes; providing a tax credit for corporations making expenditures creating new employment in Florida; providing requirements and

limitations on the availability of the tax credit; providing for the availability of certain records to the Department of Revenue; authorizing the department to adopt certain rules; requiring certain reports to the Legislature; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

## REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends the following as the Special Order Calendar for Thursday, June 16, 1977:

### Appropriations Committee Conference Report

SB 20-A  
SB 23-A  
SB 22-A

The following bills will be added upon motion by Senator Lewis:

SB 32-A  
SB 40-A  
SB 41-A  
SB 39-A

Upon further motion by Senator Vogt the following bill will be added:

HB 36-A

Upon motion by Senator Lewis the following bill will be added:

HB 35-A

Upon further motion by Senator Lewis the following bill will be added:

HB 53-A

Upon motion by Senator Barron the following bills will be added:

HB 54-A  
SB 46-A  
SB 62-A

Further bills will be added upon recommendation by the Rules and Calendar Committee.

Respectfully submitted,  
*Kenneth A. Plante, Vice Chairman*

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed HB 54-A and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Martin—

**HB 54-A**—A bill to be entitled An act relating to the code of ethics for public officers and employees; amending s. 112.312(4), Florida Statutes, 1976 Supplement, as amended by act of the 1977 regular legislative session, redefining "candidate"; amending s. 112.3145(1) and (6), Florida Statutes, 1976 Supplement, as amended by act of the 1977 regular legislative session, requiring candidates to file full public disclosure of financial interests; exempting any person who files a disclosure from filing a subsequent disclosure of the same type for the same disclosure period; providing an exemption from nondisclosure penalty provisions under certain circumstances; amending s. 10 of Senate Bill 1454, as enacted during the 1977 Regular Session of the Legislature, to clarify application of financial disclosure provisions for the year 1977; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Governmental Operations.

On motion by Senator Lewis, the rules were waived and staff members of the Committee on Appropriations were granted privileges of the floor during consideration of the Conference Committee Report on HB 10-A.

### SPECIAL ORDER

By direction of the President the following Conference Committee Report was read:

### CONFERENCE COMMITTEE REPORT ON HB 10-A

The Honorable Lew Brantley  
President of the Senate

The Honorable Donald L. Tucker  
Speaker, House of Representatives

Dear Sirs:

Your Conference Committee on the disagreeing votes of the two Houses on the Senate amendments to House Bill 10-A, same being:

An act making appropriations; providing moneys for the annual period beginning July 1, 1977 and ending June 30, 1978 to pay salaries, other expenses, capital outlay-buildings and improvements, and for other specified purposes of the various agencies of state government; suspending sections 27-34(2), 27.54(3), 215.32(2)(c), 216.221, 216.251(1), 216.262, 216.292, 216.301(2), 216.351, 230.765, 230.767(2), 230.081(3), 231.30(2)(a), 257.22 and 402.17(3), Florida Statutes, repealing item 45C, Section 2, Chapter 76-285, Laws of Florida; providing an effective date.

having met, and after full and free conference, have agreed to recommend and do recommend to their respective Houses, as follows:

1. That the Senate recede from its Amendments 1 and 2.
2. That the Senate and the House of Representatives adopt the Conference Committee amendments attached hereto, and by reference made a part of this report.

s/Philip D. Lewis  
s/W. D. Childers  
s/Mattox Hair  
s/Kenneth M. Myers  
s/Curtis Peterson  
s/Kenneth A. Plante

s/Edmond M. Fortune  
s/William C. Andrews  
s/Elaine Bloom  
s/A. H. Craig  
s/R. Earl Dixon  
s/Thomas F. Lewis  
s/Herbert F. Morgan

Managers on the part of the  
Senate

Managers on the part of the  
House of Representatives

Conference Committee Amendment 1—Strike everything after the enacting clause and insert: Section 1. The moneys in the following items are appropriated from the named funds for the 1977-78 fiscal year to the state agency indicated, as the amounts to be used to pay the salaries and other expenditures of the named agencies, and are in lieu of all moneys appropriated for these purposes in other sections of the Florida Statutes. The Department of Administration is authorized to approve the expenditure of additional, available moneys in such trust funds in such amount(s) as may be necessary.

Item	Positions \$	Amount \$
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### ADMINISTERED FUNDS—

### DEPARTMENT OF ADMINISTRATION

- |   |  |        |
|---|--|--------|
| 1 Special Categories<br>Southern Interstate<br>Nuclear Board<br>From General Revenue Fund ..... |  | 14,233 |
| 2 Special Categories<br>Commission on Interstate Cooperation<br>From General Revenue Fund ..... |  | 82,360 |

Item	Positions \$	Amount \$
3 Special Categories National Committee on Uniform Traffic Codes and Laws From General Revenue Fund .....		1,000
4 Special Categories Contingent—Relocation and Renovation Expenses From General Revenue Fund .....		200,000
From Trust Funds .....		54,900
Provided, however, to the extent possible prison labor shall be utilized to move state agencies into new or existing facilities.		
5 Special Categories Unemployment Compensation Benefits—State Employees From General Revenue Fund .....		500,000
6 Special Categories Assessment Administrative Review Commission From General Revenue Fund .....		15,000
7 Special Categories Contingent—Telephone Rate Increase From General Revenue Fund .....		500,000
From Trust Funds .....		533,335
8 Special Categories Deficiency From Working Capital Fund .....		400,000
9 Special Categories Emergency From Working Capital Fund .....		250,000
10 Special Categories Florida Land and Water Adjudicatory Commission—Administrative Appeals From General Revenue Fund .....		5,000
11 Deleted		
12 Deleted		
12A Special Categories Reimbursement to Holmes County From General Revenue Fund .....		13,000
13 Special Categories Florida Constitution Revision Commission From General Revenue Fund .....		350,000
14 Special Categories CBU—Pay Increases for Implementation of Contracts—Law Enforcement Unit-Pay Adjustment and Merit Increases From General Revenue Fund .....		1,441,831
From Trust Funds .....		347,166
Board of Regents Unit From General Revenue Fund .....		4,971,981
From Trust Funds		124,610



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
School for the Deaf and Blind Instructional Unit			19 Operating Capital Out- lay		
From General Reve- nue Fund .....		143,583	From General Reve- nue Fund .....		542
From Trust Funds ..		19,394	From Administrative Trust Fund .....		1,259
Other Pay Increases			From Grants and Donations Trust Fund .....		6,230
Career Service System			20 Special Categories		
From General Reve- nue Fund .....	44,531,897	35,918,390	Coastal Plains Region- al Commission		
From Trust Funds ..			From General Reve- nue Fund .....	55,000	
Exempt Positions			21 Data Processing Serv- ices		
From General Reve- nue Fund .....	229,844	172,685	From General Reve- nue Fund .....	10,000	
From Trust Funds ..			From Grants and Donations Trust Fund .....		5,000
Board of Regents Pay Plan			State Planning, Division of		
From General Reve- nue Fund .....	2,943,791	14,642	22 Salaries and Benefits	162	
From Trust Funds ..			From General Reve- nue Fund .....		1,248,497
School for the Deaf and Blind Pay Plan			From State Planning Trust Fund .....		105,466
From General Reve- nue Fund .....	25,174	4,494	From Governor's Council on Crim- inal Justice Trust Fund .....		943,840
From Trust Funds ..			From Governor's Highway Safety Commission Trust Fund .....		263,329
Justices and Judges Salary Adjustments			23 Other Personal Serv- ices		
From General Reve- nue Fund .....	1,409,471		From General Reve- nue Fund .....		4,766
Additional Four Per- cent Payment to Re- tirement Fund for Jus- tices, Judges and State Attorneys			From Governor's Council on Crim- inal Justice Trust Fund .....		594
From General Reve- nue Fund .....	608,724		From Governor's Highway Safety Commission Trust Fund .....		125,616
Funds provided for ad- ditional four percent payment to retirement fund for justices, judges, and state at- torneys are contingent upon Senate Bill 256 or similar enabling legislation becoming law.			24 Expenses		
			From General Reve- nue Fund .....	331,715	
			From State Planning Trust Fund .....		42,134
			From Governor's Council on Crim- inal Justice Trust Fund .....		295,218
			From Governor's Highway Safety Commission Trust Fund .....		83,869
			25 Grants and Aids		
			Highway Safety Grants		
			From Governor's Highway Safety Commission Trust Fund .....		1,203,756
			26 Grants and Aids		
			LEAA Local Buy-In		
			From Block Grant Matching Trust Fund .....		476,334
			27 Grants and Aids		
			Regional Planning Councils		
			From General Reve- nue Fund .....	500,000	
			Provided, that the funds in Item 27 shall be used for grants to Regional Planning Councils established pursuant to Florida		
ADMINISTRATION, DE- PARTMENT OF					
Office of the Secretary					
15 Salaries and Benefits	63				
From General Reve- nue Fund .....		276,132			
From Administrative Trust Fund .....		449,560			
From Grants and Donations Trust Fund .....		203,131			
16 Other Personal Serv- ices					
From General Reve- nue Fund .....		122,000			
From Administrative Trust Fund .....		66,622			
From Grants and Donations Trust Fund .....		67,000			
17 Expenses					
From General Reve- nue Fund .....		86,514			
From Administrative Trust Fund .....		112,233			
From Grants and Donations Trust Fund .....		69,909			
18 Grants and Aids					
Energy Grants					
From Grants and Donations Trust Fund .....		459,523			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
Statutes. Provided, further, the amount in Item 27 shall be divided equally among the Regional Planning Councils.			40 Expenses		
28 Grants and Aids			From Grants and Donations Trust Fund		16,540
Law Enforcement Assistance Act			From State Personnel System Trust Fund		488,338
From Governor's Council on Criminal Justice Trust Fund		14,152,709	41 Grants and Aids Intergovernmental Personnel Grants		
29 Operating Capital Outlay			From Grants and Donations Trust Fund		249,128
From General Revenue Fund		4,795	42 Operating Capital Outlay		
From Governor's Council on Criminal Justice Trust Fund		5,599	From State Personnel System Trust Fund		9,955
From Governor's Highway Safety Commission Trust Fund		1,339	43 Data Processing Services		
30 Data Processing Services			From State Personnel System Trust Fund		866,577
From General Revenue Fund		16,846	Provided, funds appropriated from the state Personnel System Trust Fund are based on a personnel assessment of \$36 per position.		
From Governor's Council on Criminal Justice Trust Fund		10,357	<b>RETIREMENT, DIVISION OF</b>		
<b>Budget, Division of</b>			44 Salaries and Benefits	186	
31 Salaries and Benefits	69		From Operating Trust Fund		2,330,690
From General Revenue Fund		1,264,208	45 Other Personal Services		
32 Other Personal Services			From Operating Trust Fund		131,604
From General Revenue Fund		24,225	46 Expenses		
33 Expenses			From Operating Trust Fund		754,274
From General Revenue Fund		153,136	47 Operating Capital Outlay		
34 Operating Capital Outlay			From Operating Trust Fund		12,509
From General Revenue Fund		15,085	48 Special Categories Elected State Officers—Retirement Credit Matching		
35 Special Categories Municipal and County Population Estimates			From General Revenue Fund		150,000
From General Revenue Fund		62,500	49 Data Processing Services		
36 Special Categories Cost-of-Living Price Survey			From Operating Trust Fund		518,960
From General Revenue Fund		165,000	50 Pensions and Benefits Confederate Pensions		
37 Data Processing Services			From General Revenue Fund		21,000
From General Revenue Fund		2,000	State Officers and Employees (Non-contributory)		
<b>Personnel, Division of</b>			From General Revenue Fund		1,400,000
38 Salaries and Benefits	147		Teacher's Special Pensions		
From Grants and Donations Trust Fund		80,395	From General Revenue Fund		108,000
From State Personnel System Trust Fund		1,966,363	Disability Benefits to Justices and Judges		
39 Other Personal Services			From General Revenue Fund		98,000
From Grants and Donations Trust Fund		12,169	Special Pensions and Relief Acts		
From State Personnel System Trust Fund		56,851	From General Revenue Fund		13,600
			Florida National Guard		
			From General Revenue Fund		240,000

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
Members Benefits			From Administrative Trust Fund		100,000
From Florida Retirement System Trust Fund		141,000,000	From Harness Horse Racing Promotion Trust Fund		132,500
Survivors Benefits			From Quarter Horse Racing Promotion Trust Fund		32,040
From TRS Survivor Benefit Trust Fund		3,100,000	61 Data Processing Services		
Minimum Benefits Adjustment			From General Revenue Fund		107,880
From General Revenue Fund		3,933,000	From Administrative Trust Fund		131,853
Provided, that \$2,500,000 of the minimum benefits adjustment in item 50 is contingent upon SB 84 becoming law. Also, provided, that \$333,000 of the minimum benefits adjustment in Item 50 is contingent upon SB 413 becoming law.			Inspection, Division of		
Administrative Hearings, Division of			62 Salaries and Benefits	365	
51 Salaries and Benefits	19		From General Revenue Fund		2,138,567
From General Revenue Fund		401,322	From General Inspection Trust Fund		1,746,908
52 Other Personal Services			63 Other Personal Services		
From General Revenue Fund		8,100	From General Inspection Trust Fund		5,345
53 Expenses			64 Expenses		
From General Revenue Fund		87,226	From General Revenue Fund		433,815
54 Deleted			From General Inspection Trust Fund		481,529
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE			65 Operating Capital Outlay		
Office of the Commissioner and Division of Administration			From General Revenue Fund		24,534
55 Salaries and Benefits	179		From General Inspection Trust Fund		52,983
From General Revenue Fund		985,291	66 Special Categories		
From Administrative Trust Fund		1,223,511	Contingent — U. S. D. A. Grading Service	10	
56 Other Personal Services			From General Inspection Trust Fund		81,295
From General Revenue Fund		9,329	67 Data Processing Services		
From Administrative Trust Fund		11,402	From General Revenue Fund		73,378
57 Expenses			From General Inspection Trust Fund		51,564
From General Revenue Fund		354,863	Standards, Division of		
From Administrative Trust Fund		369,372	68 Salaries and Benefits	147	
From Harness Horse Racing Promotion Trust Fund		10,000	From General Inspection Trust Fund		1,714,146
From Quarter Horse Racing Promotion Trust Fund		6,922	69 Other Personal Services		
58 Operating Capital Outlay			From General Inspection Trust Fund		17,125
From General Revenue Fund		12,363	70 Expenses		
From Administrative Trust Fund		21,735	From General Inspection Trust Fund		837,943
59 Special Categories			71 Operating Capital Outlay		
Soil Survey and Watershed Planning			From General Inspection Trust Fund		17,360
From General Revenue Fund		389,058	72 Data Processing Services		
60 Special Categories			From General Inspection Trust Fund		116,995
Promotional Awards			Chemistry, Division of		
From General Revenue Fund		100,000	73 Salaries and Benefits	107	
			From General Revenue Fund		475,833

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
			86 Data Processing Services		
			From General Inspection Trust Fund		884,158
74 Other Personal Services					
From General Revenue Fund		2,910	From General Inspection Trust Fund		1,376
From General Inspection Trust Fund		4,260			
75 Expenses			Fruit and Vegetable Inspection, Division of		
From General Revenue Fund		129,385	87 Salaries and Benefits	582	
From General Inspection Trust Fund		317,587	From General Inspection Trust Fund		1,097,648
76 Operating Capital Outlay			From Citrus Inspection Trust Fund		5,381,131
From General Revenue Fund		49,720	88 Other Personal Services		
From General Inspection Trust Fund		71,048	From General Inspection Trust Fund		69,693
77 Data Processing Services			From Citrus Inspection Trust Fund		13,458
From General Revenue Fund		9,862	89 Expenses		
From General Inspection Trust Fund		28,716	From General Inspection Trust Fund		290,044
Dairy Industry, Division of			From Citrus Inspection Trust Fund		752,514
78 Salaries and Benefits	49		90 Operating Capital Outlay		
From General Revenue Fund		721,676	From General Inspection Trust Fund		7,519
79 Other Personal Services			From Citrus Inspection Trust Fund		8,605
From General Revenue Fund		8,760	91 Special Categories		
80 Expenses			Automated Testing Equipment		
From General Revenue Fund		203,834	From Citrus Inspection Trust Fund		430,000
81 Operating Capital Outlay			92 Data Processing Services		
From General Revenue Fund		8,320	From Citrus Inspection Trust Fund		113,861
Marketing, Division of			Animal Industry, Division of		
82 Salaries and Benefits	168		93 Salaries and Benefits	375	
From General Revenue Fund		234,403	From General Revenue Fund		3,329,039
From General Inspection Trust Fund		1,335,386	From General Inspection Trust Fund		1,290,773
From Citrus Inspection Trust Fund		394,510	94 Other Personal Services		
83 Other Personal Services			From General Revenue Fund		74,750
From General Revenue Fund		13,630	95 Expenses		
From General Inspection Trust Fund		21,556	From General Revenue Fund		831,017
From Citrus Inspection Trust Fund		58,385	From General Inspection Trust Fund		200,278
84 Expenses			96 Operating Capital Outlay		
From General Revenue Fund		241,816	From General Revenue Fund		48,733
From General Inspection Trust Fund		671,264	From General Inspection Trust Fund		311
From Citrus Inspection Trust Fund		184,238	97 Special Categories		
85 Operating Capital Outlay			Payment of Indemnities		
From General Revenue Fund		3,616	From General Revenue Fund		1,500,000
From General Inspection Trust Fund		9,879	98 Data Processing Services		
From Citrus Inspection Trust Fund		16,605	From General Revenue Fund		10,772
			Plant Industry, Division of		
			99 Salaries and Benefits	242	
			From General Revenue Fund		2,471,419



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
\$244,166; Item 122 -			138 Expenses		
\$50,000; Item 123 -			From General Revenue Fund		152,062
\$48,568; Item 124 -			From Grants and Donations Trust Fund		67,761
\$13,742; Item 125 -			139 Operating Capital Outlay		
\$1,225,022			From General Revenue Fund		5,247
Provided, however, that the Comptroller shall not withhold payment to the Joint Legislative Management Committee for contractual data processing and teleprocessing equipment and services in implementing the State of Florida Accounting system.			140 Data Processing Services		
			From General Revenue Fund		13,774
			<b>BUSINESS REGULATION, DEPARTMENT OF OFFICE OF EXECUTIVE DIRECTOR</b>		
<b>Banking, Division of</b>			141 Salaries and Benefits	43	
126 Salaries and Benefits	113		From General Revenue Fund		112,578
From Bank and Trust Company Trust Fund		1,489,948	From Administrative Trust Fund		378,301
127 Other Personal Services			Provided, six positions authorized to the department in Item 141 are for the purpose of administering SB 223 or similar legislation becoming law. These positions are to be funded by the Trust Fund established by said legislation.		
From Bank and Trust Company Trust Fund		19,800	142 Other Personal Services		
128 Expenses			From General Revenue Fund		20,195
From Bank and Trust Company Trust Fund		311,561	143 Expenses		
129 Operating Capital Outlay			From General Revenue Fund		134,414
From Bank and Trust Company Trust Fund		3,882	144 Operating Capital Outlay		
130 Data Processing Services			From General Revenue Fund		35,123
From Bank and Trust Company Trust Fund		12,762	145 Data Processing Services		
			From General Revenue Fund		21,247
<b>Finance, Division of</b>			<b>PARI-MUTUEL WAGERING, DIVISION OF</b>		
131 Salaries and Benefits	61		146 Salaries and Benefits	64	
From Regulatory Trust Fund		829,207	From Operating Trust Fund		740,086
132 Other Personal Services			147 Other Personal Services		
From Regulatory Trust Fund		7,520	From Operating Trust Fund		895,506
133 Expenses			148 Expenses		
From Regulatory Trust Fund		284,660	From Operating Trust Fund		204,268
134 Operating Capital Outlay			149 Operating Capital Outlay		
From Regulatory Trust Fund		4,772	From Operating Trust Fund		8,065
135 Data Processing Services			150 Special Categories Service Charge to General Revenue		
From Regulatory Trust Fund		24,793	From Operating Trust Fund		1,515,693
			From Additional Harness and Dog Track Tax Trust Fund		551,757
<b>Securities, Division of</b>			<b>HOTELS AND RESTAURANTS, DIVISION OF</b>		
136 Salaries and Benefits	60		151 Salaries and Benefits	121	
From General Revenue Fund		492,672	From Hotel and Restaurant Trust Fund		1,370,255
From Grants and Donations Trust Fund		282,236			
137 Other Personal Services					
From General Revenue Fund		2,532			
From Grants and Donations Trust Fund		39,659			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
152 Other Personal Services			168 Expenses		
From Hotel and Restaurant Trust Fund		48,327	From General Revenue Fund		37,977
153 Expenses			From Yacht and Ship Brokers Trust Fund		10,163
From Hotel and Restaurant Trust Fund		304,645	From Certified Shorthand Trust Fund		5,349
154 Operating Capital Outlay			169 Operating Capital Outlay		
From Hotel and Restaurant Trust Fund		42,600	From General Revenue Fund		6,178
155 Special Categories			CITRUS, DEPARTMENT OF		
Industry Education			170 Salaries and Benefits	230	
From Hotel and Restaurant Trust Fund		70,000	From Citrus Advertising Trust Fund		3,384,881
156 Special Categories			171 Other Personal Services		
Service Charge to General Revenue			From Citrus Advertising Trust Fund		161,000
From Hotel and Restaurant Trust Fund		99,956	172 Expenses		
157 Data Processing Services			From Citrus Advertising Trust Fund		32,810,809
From Hotel and Restaurant Trust Fund		97,250	173 Operating Capital Outlay		
Florida Land Sales and Condominiums, Division of			From Citrus Advertising Trust Fund		175,000
158 Salaries and Benefits	46		174 Special Categories		
From Florida Land Sales Trust Fund		536,771	Advertising Rebates		
159 Other Personal Services			From Citrus Advertising Trust Fund		498,060
From Florida Land Sales Trust Fund		2,500	175 Data Processing Services		
160 Expenses			From Citrus Advertising Trust Fund		20,250
From Florida Land Sales Trust Fund		162,733	COMMERCE, DEPARTMENT OF		
161 Operating Capital Outlay			Offices of the Secretary and Administrative Services		
From Florida Land Sales Trust Fund		1,655	176 Salaries and Benefits	218	
Beverage, Division of			From General Revenue Fund		154,916
162 Salaries and Benefits	227		From Administrative Trust Fund		1,814,255
From General Revenue Fund		2,917,607	From Revolving Trust Fund		430,440
163 Other Personal Services			From Bicentennial Commission Trust Fund		26,300
From General Revenue Fund		20,824	From Workmen's Compensation Special Disability Trust Fund		116,326
164 Expenses			177 Other Personal Services		
From General Revenue Fund		867,427	From Administrative Trust Fund		48,428
165 Operating Capital Outlay			From Bicentennial Commission Trust Fund		9,800
From General Revenue Fund		193,583	178 Expenses		
166 Data Processing Services			From General Revenue Fund		154,916
From General Revenue Fund		28,128	From Administrative Trust Fund		360,877
General Regulation, Division of			From Special Employment Security Trust Fund		42,263
167 Salaries and Benefits	16		From Revolving Trust Fund		430,439
From General Revenue Fund		120,071	From Bicentennial Commission Trust Fund		34,918
From Yacht and Ship Brokers Trust Fund		32,132	From Workmen's Compensation Special Disability Trust Fund		619,029
From Certified Shorthand Trust Fund		16,911	179 Operating Capital Outlay		
			From Administrative Trust Fund		64,364



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
180 Special Categories Reimbursement of Em- ployers From Workmen's Compensation Spe- cial Disability Trust Fund -----		6,500,000	created by Mr. David Newell. These works shall be stored with the Division of Archives, History and Records Management of the De- partment of State, and used as needed by the Division of Tourism to promote Florida. Provided, further, the Department of Citrus shall contract to reim- burse the Department for 75% of the cost of orange juice dispensed at its welcome sta- tions.		
181 Debt Service From Revolving Trust Fund -----		66,335	193 Special Categories Paid Advertising From General Reve- nue Fund -----		1,144,000
182 Data Processing Serv- ices From Administrative Trust Fund -----		392,905	From Grants and Donations Trust Fund -----		56,000
Public Employees Relations Commission			Provided, however, \$120,000 of the amount appropriated shall be allocated to the Dade County International Airport Welcome Sta- tion.		
183 Salaries and Benefits From General Reve- nue Fund -----	40	626,088	194 Special Categories Advertising Pam- phlets and Materials From General Reve- nue Fund -----		292,500
184 Other Personal Serv- ices From General Reve- nue Fund -----		133,239	195 Special Categories Production and Dis- play of Films and Exhibits From General Reve- nue Fund -----		80,000
185 Expenses From General Reve- nue Fund -----		206,669	Economic Development, Division of		
From Public Em- ployees Relations Commission Trust Fund -----		30,000	196 Salaries and Benefits From General Reve- nue Fund -----	81	966,162
186 Operating Capital Out- lay From General Reve- nue Fund -----		8,206	From Grants and Donations Trust Fund -----		236,813
Tourism, Division of			197 Other Personal Serv- ices From General Reve- nue Fund -----		258,471
187 Salaries and Benefits From General Reve- nue Fund -----	105	1,042,035	From Grants and Donations Trust Fund -----		91,902
188 Other Personal Serv- ices From General Reve- nue Fund -----		70,148	198 Expenses From General Reve- nue Fund -----		618,918
189 Expenses From General Reve- nue Fund -----		406,176	From Grants and Donations Trust Fund -----		20,757
190 Deleted			199 Operating Capital Out- lay From General Reve- nue Fund -----		4,282
191 Operating Capital Out- lay From General Reve- nue Fund -----		5,717	From Grants and Donations Trust Fund -----		450
192 Special Categories Promotion From General Reve- nue Fund -----		241,000	200 Special Categories Paid Advertising From General Reve- nue Fund -----		360,000
Provided, that an amount not to exceed 25% of the funds ap- propriated in Item 192 may be spent for goods, commodities or other items to be given away directly for pro- motion of Florida and/ or for the accommoda- tion and entertainment of representatives of the tourist industry; provided, however, all such expenditures shall be personally author- ized and approved in advance by the director of tourism. Provided, further, that an amount not to ex- ceed \$25,000 appropri- ated in Item 192 may be used to acquire for the State of Florida, films and other works			201 Special Categories Promotion From General Reve- nue Fund -----		405,000
			202 Special Categories Industry Service		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
Training Program			From Workmen's Compensation Administration Trust Fund		1,750,000
From General Revenue Fund		300,000	210 Deleted		
Provided, however, \$100,000 of the amount appropriated shall be allocated to the Florida Council on Economic Education, Inc. for the public schools to cooperate with the Florida Public and Private education systems and other corporations, organizations, and individuals in order to promote, organize, and conduct activities which will develop and enhance economic education in the State of Florida. Provided, further, that said corporations, organizations, and individuals match all funds provided by the state. Provided, further, that such programs shall comply with those programs in the existing economic education policy.			211 Data Processing Services		
			From General Revenue Fund		5,000
			From Workmen's Compensation Administration Trust Fund		272,095
			Employment Security, Division of		
			212 Salaries and Benefits	2,757	
			From General Revenue Fund		188,561
			From Employment Security Administration Trust Fund		28,901,793
			From Crew Chief Registration Trust Fund		60,731
			213 Other Personal Services		
			From Employment Security Administration Trust Fund		1,193,746
			214 Expenses		
			From General Revenue Fund		55,619
			From Employment Security Administration Trust Fund		5,711,239
			From Crew Chief Registration Trust Fund		14,269
Labor, Division of			215 Operating Capital Outlay		
203 Salaries and Benefits	421		From General Revenue Fund		1,896
From General Revenue Fund		624,555	From Employment Security Administration Trust Fund		78,905
From Workmen's Compensation Administration Trust Fund		4,646,894	216 Special Categories Contract Payments		
204 Other Personal Services			From Employment Security Administration Trust Fund		734,226
From General Revenue Fund		2,500	217 Special Categories Public Service Employment Payments		
From Workmen's Compensation Administration Trust Fund		338,000	From WIN Benefits Trust Fund		1,000,000
205 Expenses			218 Financial Assistance Payments		
From General Revenue Fund		144,204	Unemployment Compensation Benefits		
From Grants and Donations Trust Fund		11,425	From Unemployment Compensation Benefit Trust Fund		240,000,000
From Workmen's Compensation Administration Trust Fund		1,614,245	219 Financial Assistance Payments		
206 Operating Capital Outlay			Work Incentive Payments		
From General Revenue Fund		4,211	From WIN Benefits Trust Fund		150,000
From Workmen's Compensation Administration Trust Fund		27,963	220 Financial Assistance Payments		
207 Deleted			Contract Services		
208 Special Categories Reimbursement to Trustees			From WIN Benefits Trust Fund		300,000
From Self Insurance Assessment Trust Fund		55,000	221 Financial Assistance Payments		
209 Financial Assistance Payments			Public Service Employment Payments		
Supplemental Workmen's Compensation Benefits			From Grants and Donations Trust Fund		3,000,000

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
222 Data Processing Services			From General Revenue Fund		106,679
From Employment Security Administration Trust Fund		2,811,347	From Grants and Donations Trust Fund		38,093
<b>Caldwell Data Center</b>			237 Expenses		
223 Salaries and Benefits	166		From General Revenue Fund		41,941
From Working Capital Trust Fund		1,673,817	From Grants and Donations Trust Fund		60,806
224 Other Personal Services			238 Operating Capital Outlay		
From Working Capital Trust Fund		9,839	From General Revenue Fund		1,033
225 Expenses			From Grants and Donations Trust Fund		2,278
From Working Capital Trust Fund		1,588,747			
<b>Industrial Relations Commission</b>			Disaster Preparedness, Division of		
226 Salaries and Benefits	47		239 Salaries and Benefits	46	
From Industrial Relations Commission Trust Fund		666,493	From General Revenue Fund		183,030
227 Other Personal Services			From Personnel and Administration Trust Fund		183,033
From Industrial Relations Commission Trust Fund		19,226	From Community Shelter Planning Trust Fund		54,349
228 Expenses			From Radiological Equipment Facility Trust Fund		61,217
From Industrial Relations Commission Trust Fund		141,947	From Disaster Planning Trust Fund		56,976
229 Operating Capital Outlay			240 Other Personal Services		
From Industrial Relations Commission Trust Fund		9,071	From General Revenue Fund		2,201
<b>COMMISSIONERS FOR THE PROMOTION OF UNIFORMITY OF LEGISLATION IN THE UNITED STATES</b>			From Personnel and Administration Trust Fund		2,200
230 Expenses			From Disaster Planning Trust Fund		10,745
From General Revenue Fund		16,620	241 Expenses		
<b>COMMUNITY AFFAIRS, DEPARTMENT OF</b>			From General Revenue Fund		60,139
<b>Office of the Secretary</b>			From Personnel and Administration Trust Fund		55,611
231 Salaries and Benefits	28		From Community Shelter Planning Trust Fund		39,247
From General Revenue Fund		145,863	From Radiological Equipment Facility Trust Fund		15,783
From Administrative Trust Fund		233,555	From U.S. Contributions Trust Fund		4,529
232 Other Personal Services			From Disaster Planning Trust Fund		26,347
From General Revenue Fund		547	242 Grants and Aids		
From Administrative Trust Fund		893	Disaster Preparedness Planning and Administration		
233 Expenses			From Personnel and Administration Trust Fund		950,000
From General Revenue Fund		30,883	From Disaster Relief U. S. Trust Fund		1,000,000
From Administrative Trust Fund		48,430	243 Operating Capital Outlay		
234 Operating Capital Outlay			From General Revenue Fund		24,801
From General Revenue Fund		739	From Personnel and Administration Trust Fund		24,025
From Administrative Trust Fund		1,207	From Community Shelter Planning Trust Fund		2,288
235 Data Processing Services					
From Administrative Trust Fund		2,064			
<b>Commission on Human Relations</b>					
236 Salaries and Benefits	14				

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From U.S. Contributions Trust Fund			775 From Urban Planning Assistance Revolving Trust Fund		467,477
Veterans' Affairs, Division of			252 Deleted		
244 Salaries and Benefits	80		253 Deleted		
From General Revenue Fund		669,411	254 Deleted		
From State Approval Agency Trust Fund		264,106	254A Lump Sum		
245 Expenses			Local Government Comprehensive Planning Act	2	
From General Revenue Fund		49,280	From General Revenue Fund		750,000
From State Approval Agency Trust Fund		81,720	The Department shall have authority to promulgate rules and regulations pursuant to Chapter 120, Florida Statutes, to establish criteria, administer and distribute the funds appropriated in Item 254A.		
246 Operating Capital Outlay			Provided, further, that the moneys in Item 254A are to be distributed by the Department in a manner which allocates the funds only to those local governments having the greatest need for State financial assistance.		
From General Revenue Fund		5,358	254B Lump Sum		
From State Approval Agency Trust Fund		874	Board of Building Codes and Standards	2	
Technical Assistance, Division of			From General Revenue Fund		36,015
247 Salaries and Benefits	40		Provided, however, funds appropriated in Item 254B are contingent on CS/SB 1072, or similar legislation becoming law.		
From General Revenue Fund		190,588	255 Data Processing Services		
From Revolving Rural Land Acquisition and Site Development Assistance Trust Fund		24,085	From General Revenue Fund		2,667
From Urban Planning Assistance Revolving Trust Fund		381,180	From Urban Planning Assistance Revolving Trust Fund		5,333
From Factory-Built Housing Trust Fund		60,126	Office of Manpower Planning		
248 Other Personal Services			256 Salaries and Benefits	83	
From General Revenue Fund		6,248	From Florida State Prime Sponsor Trust Fund		1,023,862
From Community Development Trust Fund		18,180	257 Other Personal Services		
From Urban Planning Assistance Revolving Trust Fund		12,498	From Florida State Prime Sponsor Trust Fund		118,950
249 Expenses			258 Expenses		
From General Revenue Fund		35,073	From Florida State Prime Sponsor Trust Fund		399,300
From Community Development Trust Fund		5,093	259 Grants and Aids		
From Revolving Rural Land Acquisition and Site Development Assistance Trust Fund		5,847	Manpower Training and Employment		
From Urban Planning Assistance Revolving Trust Fund		64,139	From Florida State Prime Sponsor Trust Fund		42,406,942
From Factory-Built Housing Trust Fund		12,361	260 Operating Capital Outlay		
250 Grants and Aids			From Florida State Prime Sponsor Trust Fund		3,377
Land Acquisition and Site Development			261 Data Processing Services		
From Revolving Rural Land Acquisition and Site Development Assistance Trust Fund		1,250,000			
251 Grants and Aids					
Local Government Planning and Management Assistance					

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Florida State Prime Sponsor Trust Fund -----			<b>CRIMINAL LAW EN- FORCEMENT, DEPART- MENT OF</b>		
<b>Community Services, Division of</b>			<b>Office of the Executive Di- rector and Division of Staff Services</b>		
262 Salaries and Benefits 41			271 Salaries and Benefits 155		
From General Reve- nue Fund -----		139,739	From General Reve- nue Fund -----		2,224,198
From Neighborhood Youth Corps Trust Fund -----		184,761	272 Other Personal Serv- ices		
From Economic Op- portunity Trust Fund -----		155,559	From General Reve- nue Fund -----		13,900
263 Other Personal Serv- ices			273 Expenses		
From General Reve- nue Fund -----		720	From General Reve- nue Fund -----		895,005
From Neighborhood Youth Corps Trust Fund -----		89,092	274 Deleted		
From Economic Op- portunity Trust Fund -----		2,160	275 Operating Capital Out- lay		
From Migrant Labor Trust Fund -----		81,076	From General Reve- nue Fund -----		46,534
264 Expenses			275A Lump Sum		
From General Reve- nue Fund -----		45,617	General Liability and Fire Insurance Prem- ium Adjustment		
From Neighborhood Youth Corps Trust Fund -----		42,239	From General Reve- nue Fund -----		5,748
From Economic Op- portunity Trust Fund -----		68,246	276 Data Processing Serv- ices		
From Migrant Labor Trust Fund -----		31,275	From General Reve- nue Fund -----		44,080
265 Grants and Aids			<b>Law Enforcement, Division of</b>		
Governor's Council on Indian Affairs			277 Salaries and Benefits 237		
From General Reve- nue Fund -----		50,000	From General Reve- nue Fund -----		3,478,002
266 Grants and Aids			From Grants and Donations Trust Fund -----		190,784
For Transfer to the Community Services Trust Fund			278 Other Personal Serv- ices		
From General Reve- nue Fund -----		1,000,000	From Grants and Donations Trust Fund -----		102,021
267 Grants and Aids			279 Expenses		
Community Services Trust Fund-Grants to Counties			From General Reve- nue Fund -----		1,380,708
From Community Services Trust Fund -----		1,000,000	From Grants and Donations Trust Fund -----		107,106
268 Grants and Aids			280 Operating Capital Out- lay		
Special Project Grants			From General Reve- nue Fund -----		252,713
From Economic Op- portunity Trust Fund -----		750,000	281 Data Processing Serv- ices		
269 Operating Capital Out- lay			From General Reve- nue Fund -----		90,190
From General Reve- nue Fund -----		1,998	<b>Standards and Training, Di- vision of</b>		
From Neighborhood Youth Corps Trust Fund -----		834	282 Salaries and Benefits 22		
From Economic Op- portunity Trust Fund -----		1,497	From General Reve- nue Fund -----		252,948
269A Lump Sum			From Law Enforce- ment Training Trust Fund -----		29,247
Commission on Spanish-Speaking Populace of Florida			283 Other Personal Serv- ices		
From General Reve- nue Fund -----		25,000	From General Reve- nue Fund -----		1,800
270 Special Categories			From Law Enforce- ment Training Trust Fund -----		4,000
Enrollee Payments			284 Expenses		
From Neighborhood Youth Corps Trust Fund		1,558,347	From General Reve- nue Fund -----		82,557
			From Law Enforce- ment Training Trust Fund -----		26,041
			285 Grants and Aids		
			Special Education and Technical Training		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Law Enforcement Training Trust Fund -----		681,818	Professional Practices Council Trust Fund		
Provided, however, funds appropriated in Item 285 shall not fund projects which will require future expenditures from General Revenue for continuing operations.			Junior College Conference Trust Fund		
285A Operating Capital Outlay			Educational Aids Trust Fund		
From General Revenue Fund -----		3,950	Food and Nutrition Services Trust Fund		
286 Data Processing Services			Grants and Donations Trust Fund		
From General Revenue Fund -----		19,935	Comprehensive Employment Training Act Trust Fund		
Criminal Justice Information Systems, Division of			State Board of Independent Post-Secondary Vocational, Technical, Trade and Business Schools Trust Fund		
287 Salaries and Benefits	140		Provided, however, such transfers shall be made to categories of appropriation similar in purpose to the category of appropriation from which transferred.		
From General Revenue Fund -----		1,414,805	Office of Deputy Commissioner for Educational Management		
From Operating Trust Fund -----		121,444	295 Salaries and Benefits	99	
288 Expenses			From General Revenue Fund -----		952,437
From General Revenue Fund -----		311,249	From General Trust Fund -----		874,673
From Operating Trust Fund -----		32,885	296 Other Personal Services		
289 Operating Capital Outlay			From General Revenue Fund -----		21,552
From General Revenue Fund -----		10,746	From General Trust Fund -----		490,349
290 Deleted			297 Expenses		
291 Data Processing Services			From General Revenue Fund -----		367,183
From General Revenue Fund -----		2,917,012	From General Trust Fund -----		273,026
Law Enforcement Data Center			298 Grants and Aids		
292 Salaries and Benefits	76		School District and Community College—		
From Working Capital Trust Fund ----		822,440	Fixed Capital Outlay		
293 Expenses			From School District and Junior College District Capital Outlay and Debt Service Trust Fund		64,213,174
From Working Capital Trust Fund ----		2,439,995	Notwithstanding Section 230.765, Florida Statutes, Community Instructional Services FTE students shall not be included when determining the number of coeds instructional units for community colleges for distribution of funds appropriated in Item 298.		
294 Operating Capital Outlay			299 Grants and Aids		
From Working Capital Trust Fund ----		1,279	Community Instructional Services		
EDUCATION, DEPARTMENT OF, AND COMMISSIONER OF EDUCATION			From General Revenue Fund -----		3,271,661
Commissioner of Education, and			Provided, however, the commissioner shall develop and administer procedures for the equitable distribution of these funds to the school districts and community colleges for the support of educational activities, courses, and programs based		
Provided, however that funds appropriated from the General Trust Fund, in Items 295, 296, 297, 300, 300B, 307, 308, 309, 310, 311, 346, 347, 348, 362, 366, 367, 369, 370, 371, and 374, may be transferred to the following trust funds for disbursement purposes:					
Facilities Construction Administration Trust Fund					
Student Loan Trust Fund					
Student Financial Aid Trust Fund					
Educational Media and Technology Trust Fund					
Speech Pathology and Audiology Trust Fund					
Educational Certification and Services Trust Fund					

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
on significant community problems related to: the environment, health, safety, human relations, government, child rearing, and consumer economics. The distribution of funds shall consider the proposed request submitted by the educational agency, the need for courses, the population to be served, any existing or potential duplication of effort, the estimated cost of the courses and appropriate student fees. Priority shall be given to those community instructional services programs that include arrangements for the cooperative use of facilities and resources of other public or private institutions, agencies and organizations. The distribution of funds shall account for a basic allotment to each of the 28 coordinating councils for vocational education, adult general education and community instructional services regions amounting to \$15,000. In addition to the basic allotment, each region's allocation shall be calculated on an amount which is equitably based on the most up-to-date census count of the adult citizens 18 years of age and older who reside in the respective coordinating council regions. Provided, however, no district shall receive less than the 1976-77 allocation.			the legislature that this appropriation shall support the first phase of a three-year project. Expenditures from this appropriation shall not require the approval of the Department of General Services.		
300 Operating Capital Outlay			300B Special Categories		
From General Revenue Fund .....		5,321	Career Education Planning		
From General Trust Fund .....			From General Revenue Fund .....		25,000
300A Special Categories			From General Trust Fund .....		100,000
Educational Resources			Provided, the expenditure in Item 300B is contingent upon the receipt of \$100,000 in federal funds for career education planning activities.		
Computing Project			301 Debt Service		
From General Revenue Fund .....		530,000	From Public Education Capital Outlay and Debt Service Trust Fund .....		8,640,023
Provided, however, the funds appropriated in Item 300A shall be used for a central coordination project staff to implement and plan for equitable distribution of computing services prepared pursuant to Section 229.555 (2)(a), Florida Statutes. Regional computing projects shall be supported by this project. It is the intent of			302 Deleted		
			Office of Deputy Commissioner for Administration		
			303 Salaries and Benefits .....	114	
			From General Revenue Fund .....		1,460,631
			304 Other Personal Services		
			From General Revenue Fund .....		13,685
			From Educational Aids Trust Fund .....		51,487
			305 Expenses		
			From General Revenue Fund .....		413,519
			306 Operating Capital Outlay		
			From General Revenue Fund .....		14,421
			307 Data Processing Services		
			From General Revenue Fund .....		469,913
			From General Trust Fund .....		476,229
			Office of Deputy Commissioner for Special Programs		
			308 Salaries and Benefits .....	112	
			From General Revenue Fund .....		687,457
			From General Trust Fund .....		648,970
			309 Other Personal Services		
			From General Revenue Fund .....		81,805
			From General Trust Fund .....		29,497
			310 Expenses		
			From General Revenue Fund .....		381,551
			From General Trust Fund .....		241,218
			311 Operating Capital Outlay		
			From General Revenue Fund .....		125,601
			From General Trust Fund .....		4,971



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
312 Special Categories Public Broadcasting From General Revenue Fund		4,026,750	Seminole Indian Scholarships From General Revenue Fund		4,800
Provided, however, the allocation shall be as follows: \$294,000 for statewide, governmental affairs and cultural affairs programming; \$3,732,750 for programming support grants and equipment matching funds for public television and radio stations, however, radio stations shall not receive less than \$156,750. Radio stations to share the grants are WKGC-F.M., Panama City; WFSU-F.M., Tallahassee; WJCT-F.M., Jacksonville; WUSF-F.M., Tampa; WHRS-F.M., Boynton Beach; and WLRN-F.M., Miami. In accordance with section 287.25, Florida Statutes, the Department of General Services shall, on or before August 1, 1977, take custody and control and shall assume management responsibility of existing state owned communications equipment and facilities in the Capitol Technical Center. Program responsibility shall remain with the Department of Education.			315 Financial Assistance Payments Exceptional Child Scholarships From General Revenue Fund		175,000
313 Deleted			316 Financial Assistance Payments Children of Deceased and Disabled Veterans Scholarships From General Revenue Fund		50,000
313A Special Categories Instructional Television - Program Acquisition From General Revenue Fund		175,000	317 Financial Assistance Payments Florida Student Assistance Grants From General Revenue Fund From Educational Aids Trust Fund		6,500,000
313B Special Categories Instructional Television - Equipment Grants From General Revenue Fund		200,000	Provided, that grants made to students applying for the first time shall be available only to students who have been residents of the State of Florida for one year prior to their entrance into the institution where they are requesting the grant.		1,800,000
Provided, however, these funds shall be used to assist school districts and community colleges in purchasing Operating Capital Outlay for instructional television and radio distribution systems. Grants shall be allocated on a matching basis, and cooperative projects involving more than one school district or community college are encouraged. The maximum allocation to any one school district or community college shall not exceed 25% of the appropriation.			318 Financial Assistance Payments Confederate Memorial Scholarships From Ex-Confederate Soldiers and Sailors Endowment Trust Fund		4,000
314 Financial Assistance Payments			319 Financial Assistance Payments Florida Student Loans From Student Financial Aid Trust Fund		1,800,000
			320 Financial Assistance Payments Florida Insured Student Loans From Florida Insured Student Loan Trust Fund		15,000,000
			321 Debt Service From Florida Insured Student Loan Trust Fund		2,857,565
			Provided, that any available funds in the Professional Practices Council Trust Fund may be used to support activities of the Teacher Certification Program.		
			322 Deleted		
			Projects, Contracts, and Grants		
			323 Salaries and Benefits From Projects, Contracts, and Grants Trust Fund	55	741,806
			324 Other Personal Services		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
			From Federal Rehabilitation Trust Fund		2,032,377
325 From Projects, Contracts, and Grants Trust Fund		215,394	338 Other Personal Services		
Expenses			From General Revenue Fund		22,875
From Projects, Contracts, and Grants Trust Fund		1,077,150	From Grants and Donations Trust Fund		64,964
326 Grants and Aids Alcohol Education Project			From U.S. Trust Fund		2,000
From Projects, Contracts, and Grants Trust Fund		15,000	From Federal Rehabilitation Trust Fund		21,353
327 Grants and Aids Florida Research and Development Utilization Project			339 Expenses		
From Projects, Contracts, and Grants Trust Fund		200,000	From General Revenue Fund		528,272
328 Grants and Aids Comprehensive Health Demonstration Model			From Grants and Donations Trust Fund		26,581
From Projects, Contracts, and Grants Trust Fund		98,249	From Federal Aid Trust Fund		166,701
329 Grants and Aids Youth Conservation Corps			From U.S. Trust Fund		960,073
From Projects, Contracts, and Grants Trust Fund		100,000	From Federal Rehabilitation Trust Fund		495,726
330 Grants and Aids Deaf/Blind Project			From Training and Operating Trust Fund		372,706
From Projects, Contracts, and Grants Trust Fund		231,000	From Federal Aid Trust Fund Title XX		1,058,287
331 Grants and Aids Articulation Project/Universities			340 Grants and Aids Community Rehabilitation Facilities		
From Projects, Contracts, and Grants Trust Fund		390,000	From Workshop and Facilities Trust Fund		544,569
332 Grants and Aids Bilingual Technical Assistance/Universities			341 Operating Capital Outlay		
From Projects, Contracts, and Grants Trust Fund		165,764	From General Revenue Fund		21,298
333 Grants and Aids Handicapped Teacher Education-Staff Training/Universities			From Grants and Donations Trust Fund		21,398
From Projects, Contracts, and Grants Trust Fund		88,086	From U.S. Trust Fund		1,459
334 Operating Capital Outlay			From Federal Rehabilitation Trust Fund		23,970
From Projects, Contracts, and Grants Trust Fund		8,752	342 Food Products		
335 Lump Sum Metric System Project			From Federal Rehabilitation Trust Fund		31,977
From Projects, Contracts, and Grants Trust Fund		25,000	343 Special Categories Client Services		
336 Data Processing Services			From General Revenue Fund		640,196
From Projects, Contracts, and Grants Trust Fund		15,700	From Federal Rehabilitation Trust Fund		1,533,804
Office of Blind Services			344 Special Categories Retirement Matching		
337 Salaries and Benefits	320		From General Revenue Fund		138,554
From General Revenue Fund		1,067,455	345 Data Processing Services		
From Grants and Donations Trust Fund		38,219	From General Revenue Fund		21,661
From U.S. Trust Fund		257,241	From U.S. Trust Fund		7,500
			From Federal Rehabilitation Trust Fund		44,661
			Public Schools, Division of		
			346 Salaries and Benefits	248	
			From General Revenue Fund		2,687,904
			From General Trust Fund		1,394,550
			347 Other Personal Services		
			From General Revenue Fund		108,414

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
			state school trust fund		
			in the above appropri-		
			ation exceeds the funds		
			available from such		
			fund, the shortage shall		
			be made up from the		
			principal of the state		
			school trust fund.		
			The district cost dif-		
			ferentials used to cal-		
			culate each district's		
			allocation of the funds		
			appropriated in Item		
			349 for 1977-78 shall		
			be a three year mov-		
			ing average for each		
			district.		
			In the allocation of the		
			FEFP, each district		
			shall be guaranteed a		
			minimum increase of		
			10% in total potential		
			funding per unweight-		
			ed FTE for 1977-78		
			over the total funding		
			available per unweight-		
			ed FTE in 1976-77.		
			Total potential fund-		
			ing shall include the		
			1977-78 state allocation		
			for current operation		
			as provided in Section		
			236.081(7)(a), F.S., ex-		
			clusive of all categori-		
			cal programs, post-		
			secondary vocational		
			fees, and the calculat-		
			ed yield of 8 mills as		
			applied to 95% of the		
			1977 official final tax		
			roll as defined in Sec-		
			tion 236.081(5)(a)2.,		
			F.S. for school pur-		
			poses. Total funding		
			available in 1976-77		
			shall include the 1976-		
			77 allocation for cur-		
			rent operation as pro-		
			vided in Section 236.-		
			081(7)(a) Florida		
			Statutes, exclusive of		
			all categorical pro-		
			grams, and the cal-		
			culated yield of the		
			actual nonvoted mill-		
			age levied in 1976-		
			77 on 95% of the 1976		
			tax roll as defined in		
			Section 236.081(5)(a)		
			2., Florida Statutes,		
			for school purposes.		
			Provided, further, that		
			a new program of pro-		
			foundly handicapped		
			shall be created in		
			special programs for		
			exceptional students.		
			The Department of		
			Education shall create		
			a program cost factor		
			of 4.95 for profoundly		
			handicapped. Weighted		
			FTE's for exceptional		
			students may be earned		
			by residents of Sun-		
			land centers and men-		
			tal health institutions		
			whose education is pro-		
			vided by public school		
			programs. The expend-		
			iture of FEFP funds		
			which are generated		
			for this purpose shall		
			be evaluated pursuant		
348	From General Trust Fund	554,562			
	Expenses				
	From General Reve- nue Fund	508,823			
	From General Trust Fund	1,073,751			
349	Grants and Aids				
	Florida Educational Finance Program				
	From General Reve- nue Fund	994,332,558			
	From Principal State School Trust Fund	4,000,000			
	From Interest State School Trust Fund	2,000,000			
	From Federal Reve- nue Sharing Fund	73,000,000			
	The Base Student Al- location is \$827.00.				
	The following are the weighted FTE Pro- gram Caps:				
	Special Programs for exceptional students				
	—222,301 weighted				
	FTE; special voca-				
	tional-technical				
	programs—336,575				
	weighted FTE;				
	Adult Basic Educa-				
	tion and Adult High				
	School Education—				
	35,759 weighted				
	FTE; and Com-				
	munity Services Pro-				
	grams—0 weighted				
	FTE.				
	The required local ef-				
	fort shall be 6.4 mills				
	on the Official Final				
	Tax Roll.				
	An amount of \$120 for				
	each post-secondary				
	vocational unweighted				
	FTE shall be added to				
	and made a part of				
	the local required ef-				
	fort of each district.				
	Provided, further, that				
	the Department of				
	Education during fis-				
	cal year 1977-78 shall				
	make a study of the				
	fee structure in occu-				
	pational or vocational				
	programs in Commu-				
	nity Colleges and school				
	districts to determine				
	the relationship of the				
	fee structure to the				
	students' financial ca-				
	pability. The Depart-				
	ment of Education				
	shall report the re-				
	sults of the study to				
	the Legislature no				
	later than February 1,				
	1978.				
	Provided, however, that				
	\$6,000,000 of the FEFP				
	funds allocated to vo-				
	catiional education is				
	provided for and shall				
	be spent only for vo-				
	catiional equipment.				
	These funds shall be				
	allocated on a weight-				
	ed vocational FTE				
	basis.				
	Provided, that in the				
	event interest from the				

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
to Section 229.565, Florida Statutes.			1977-78 are deemed to be state funds.		
350 Grants and Aids			General Revenue		
Student transportation			Funds provided in Item		
From General Revenue Fund		43,198,855	354 shall be distributed		
Provided, however,			to districts in a manner		
that \$100,000 in state			to comply with requirements		
funds for the implementation			for state matching under the		
of school bus transportation			Federal School Lunch		
pilot projects pursuant to			Program, notwithstanding		
section 236.083(9), Florida			section 228.-195(4), Florida Stat-		
Statutes, shall be subtracted			utes.		
from the total student transportation			355 Deleted		
funds available to the districts			355A Grants and Aids		
prior to their allocation as			State Compensatory		
determined in section 236.083(7),			Education Supplement		
Florida Statutes, for fiscal			From General Revenue Fund		10,000,000
year 1977-78. In addition,			Funding for compensatory		
any unallocated or undistributed			education is contingent upon		
funds which were intended			passage of substantive		
for the support of such pilot			legislation.		
projects in fiscal years 1975-76			356 Deleted		
and 1976-77 shall carry forward			356A Grants and Aids		
and be made available for this			School Volunteer Program		
purpose in fiscal year 1977-78.			From General Revenue Fund		241,500
Provided, further, that from			Funds appropriated in Item		
the funds appropriated in Item			356A are to support new and		
350, the commissioner is authorized			continuing school volunteer		
to allocate up to \$200,000 to			programs. Districts shall		
contract for a project to			provide funds for the program		
determine the most efficient			on at least an equal matching		
method of planning school bus			basis. Prior to the distribution		
routes and schedules. The			of these funds each school		
commissioner shall report			district shall submit a plan		
the results of the project to			of volunteer activities to		
the legislature on or before			the Department of Education.		
March 15, 1978.			Districts may use these funds		
351 Grants and Aids			for any purposes used to		
Diagnostic and Resource			directly support volunteer		
Centers			activities as described in		
From General Revenue Fund		620,100	their plan. The allocation		
352 Deleted			of the appropriation shall		
353 Grants and Aids			be as follows:		
Community School Program			Districts with 200 or more		
From General Revenue Fund		1,800,000	schools—\$18,000;		
354 Grants and Aids			Districts with 100—199		
School Lunch Program			schools—\$12,000; Districts		
From General Revenue Fund		3,953,239	with 50—99 schools—\$6,000;		
From Food and Nutrition			Districts with 10—49		
Services Trust Fund			schools—\$3,000; and		
To the extent that state			Districts with 9 or less		
funds are required to match			schools—\$1,500.		
Federal School Food and			357 Grants and Aids		
Nutrition Program			Comprehensive Health		
Funds, such amount is			Education Program		
included in the state funds			From General Revenue Fund		961,700
appropriated in Item 349			358 Grants and Aids		
for the FEFP and the first			Instructional Materials		
funds expended by each			From General Revenue Fund		14,475,032
school district for the			Provided, however, the		
support of the school food			allocation of this appropriation		
and nutrition programs in			shall not include funds for		
			instructional materials for		
			adult students in vocational		
			education programs.		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From the amount appropriated in Item 358, \$35,000 shall be expended for instructional materials for use by partially sighted pupils as provided for in Section 233.49, Florida Statutes. Provided, further, the Department of Education shall recompute and adjust the 1976-77 district allocations for instructional materials based on actual membership data and include any such adjustments in allocations made from this appropriation.			the intent that the State Assessment Program be continued. Appropriations made in Item 365 are for the purposes of providing for the development and operation of the State Assessment Program Plan as presented to the Legislature.		
359 Grants and Aids District Environmental Education Program From General Revenue Fund		270,954	366 Special Categories Teacher Evaluation Advisory Council From General Trust Fund		6,064
360 Grants and Aids Federal Grants and Aids From Educational Aids Trust Fund Provided, carry forward funds included in Item 360 shall be used by the Department of Education to continue on going federally funded exceptional child programs.		133,838,199	367 Special Categories School Volunteers Advisory Council From General Trust Fund		24,500
361 Grants and Aids Student Development Services From General Revenue Fund		15,865,295	367A Special Categories Visually Handicapped Resources From General Revenue Fund		145,445
362 Operating Capital Outlay From General Revenue Fund From General Trust Fund		14,042	367B Special Categories Public Schools—Common Software Applications From General Revenue Fund		595,000
363 Special Categories Instructional Materials Management From General Revenue Fund		142,992	Provided, however, that the funds appropriated in Item 367B shall be used to acquire proven software products, subsequent maintenance and implementation support for school districts from either private or public organizations. The common applications shall address district operational control, managerial control, planning and state reporting administrative activities and may address district operational control, managerial control, planning and state reporting administrative activities and may address instructional computing uses as feasible. The common applications shall reside at the regional computing service centers as defined in the plan for equitable distribution of computing services for school districts and shall consider common applications sharing with community colleges and universities where feasible. It is the intent of the Legislature that this appropriations shall support the first phase of a three-year project. Expenditures from this appropriation shall not require the approval of the Department of General Services.		
364 Special Categories Management Information Systems Council From General Revenue Fund		24,778			
365 Special Categories Student Assessment and Evaluation From General Revenue Fund From Educational Aids Trust Fund		518,724			
Provided, that the State Board of Education may, upon the recommendation of the Commissioner of Education, enter into a contract for Phase Two of the State Assessment Program to be paid from funds appropriated for state assessment by the Legislature in 1978-79. It is		476,909	368 Deleted		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<b>Vocational Education, Division of</b>			<b>Program Fund</b>		
369 Salaries and Benefits	144		From General Revenue Fund		179,314,348
From General Revenue Fund		481,891	It is the intent that this appropriation shall apply to an assigned enrollment of no more than 170,646 FTE students for funding purposes.		
From General Trust Fund		2,048,884	Provided, however, that in the allocation of this appropriation a deduction for student fees of \$360 per FTE be applied to advanced and professional, occupation-credit and compensatory programs. A deduction of \$120 per FTE shall be applied to occupational-non-credit programs. Provided, further that no deduction for student fees shall be applied to adult elementary and secondary programs or to any FTE's generated by high school students. Provided, that the division of community colleges shall have authority to distribute the above funds in 12 unequal installments as may be necessary to provide for the resolution of any cash flow problems in the community college system.		
370 Other Personal Services			The Department of Education shall have authority to use up to 2% of the appropriation to provide adjustments in accordance with rules of the State Board of Education where necessary to maintain financial stability of the colleges. No funds shall be allocated from Item 379 for students in community instructional services programs. No funds appropriated herein shall be allocated for transportation of students as provided in Section 230.767(2), Florida Statutes.		
From General Trust Fund		137,941			
371 Expenses					
From General Revenue Fund		193,914			
From General Trust Fund		884,514			
372 Grants and Aids					
Federal Flow-Through Funds					
From Educational Aids Trust Fund		29,977,507			
From Comprehensive Employment Training Act Trust Fund		3,502,302			
Provided, however, from the funds appropriated in Item 372, that \$6,200,000 Federal Vocational funds shall be used to replace or update Vocational Educational Program equipment. Provided, further, from the funds appropriated in Item 372, the Division of Vocational Education shall give consideration to funding requests for economically disadvantaged post-secondary students to attend vocational preparatory programs from the funds set aside for disadvantaged students in public law 94-482.					
373 Deleted					
374 Operating Capital Outlay					
From General Trust Fund		4,563			
374A Special Categories					
Vocational Management Information Systems					
From General Revenue Fund		58,500			
From Educational Aids Trust Funds		234,000			
375 Deleted					
<b>Community Colleges, Division of</b>					
376 Salaries and Benefits	35		380 Grants and Aids		
From General Revenue Fund		632,254	St. Johns Community College—Florida		
377 Other Personal Services			School of Arts		
From General Revenue Fund		20,204	From General Revenue Fund		66,483
From Community College Conference Trust Fund		2,500	381 Operating Capital Outlay		
378 Expenses			From General Revenue Fund		1,762
From General Revenue Fund		224,036	382 Data Processing Services		
379 Grants and Aids			From General Revenue Fund		1,857
Community Colleges					

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<b>Florida School for the Deaf and the Blind</b>			For allocation by the Division of Universities to the following institutions for the educational and general activities: University of Florida, Florida State University, Florida A & M University, University of South Florida, Florida Atlantic University, University of West Florida, Florida Technological University, Florida International University, and University of North Florida.		
383 Salaries and Benefits	481		394 Salaries and Benefits	11,346	
From General Revenue Fund		4,400,788	From General Revenue Fund		129,631,805
From Grants and Donations Trust Fund		558,697	From Incidental Trust Fund		64,630,171
384 Other Personal Services			395 Other Personal Services		
From General Revenue Fund		41,005	From General Revenue Fund		14,266,920
From Grants and Donations Trust Fund		12,700	396 Expenses		
385 Expenses			From General Revenue Fund		40,868,545
From General Revenue Fund		772,531	397 Operating Capital Outlay		
From Grants and Donations Trust Fund		50,107	From General Revenue Fund		12,326,705
386 Operating Capital Outlay			398 Lump Sum		
From General Revenue Fund		93,991	Star Program		
From Grants and Donations Trust Fund		29,337	From General Revenue Fund		505,916
387 Food Products			399 Lump Sum	96	
From General Revenue Fund		220,096	North Miami Campus		1,965,255
From Grants and Donations Trust Fund		126,000	From General Revenue Fund		
388 Special Categories			399A Lump Sum		
Talladega Deaf/Blind Program			FIU—Water Quality Program		300,000
From General Revenue Fund		58,400	400 Deleted		
388A Special Categories			400A Lump Sum		
Teacher Education			Program in Medical Sciences		
From General Revenue Fund		4,000	From General Revenue Fund		307,727
Funds provided in Item 388A shall be used for the direct support of non-credit teacher education activities.			400B Lump Sum	1	
<b>Knott Data Center</b>			Law School Supplements		400,000
389 Salaries and Benefits	56		400C Lump Sum	59	
From Working Capital Trust Fund		718,441	SUS—Teacher Education centers		1,335,116
390 Other Personal Services			From General Revenue Fund		
From Working Capital Trust Fund		5,760	The Board of Regents shall allocate comparable resources for comparable responsibilities based on assigned FTE student enrollment and other specifically assigned tasks. Resources allocated to a university to serve assigned student enrollments shall not be withdrawn during the fiscal year due to actual enrollments falling below assigned enrollments.		
391 Expenses					
From Working Capital Trust Fund		372,495			
392 Operating Capital Outlay					
From Working Capital Trust Fund		4,541			
393 Special Categories					
Overtime					
From Working Capital Trust Fund		6,000			
Provided, that the productivity adjustments in the Department of Education shall replace the provision in Item 369 of the 1976-77 Appropriations Act requiring the reduction of 11 positions by June 30, 1977.					
<b>Universities, Division of Educational and General Activities</b>					



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<p>It is the intent of the legislature that the order of priority for providing resources for programs in the State University System shall be as follows:</p> <ol style="list-style-type: none"> <li>1. Upper level undergraduate</li> <li>2. Lower level undergraduate</li> <li>3. Master's level graduate</li> <li>4. Doctoral level graduate</li> <li>5. All remaining programs</li> </ol> <p>It is further the intent of the Legislature that adequate resources shall be provided to insure high quality in each program beginning with the first priority program and proceeding through each next highest priority program to the extent that resources are available. It is further the intent of the Legislature that the Board of Regents shall continue to allocate the resources appropriated to the State University System among the various universities in such a manner as to fulfill the priorities established by the Legislature.</p> <p>Funds provided in Item 396 include no more than \$.55 per 1,000 gallons for payment to the City of Gainesville for water provided to the University of Florida.</p> <p>Upon approval of projects related to the funds appropriated in Item 398 for mission oriented research and public service, the Board of Regents may allocate to a grants and donations trust fund the amounts necessary to fund such projects. All allocations related to each project shall include the full amount approved for such project.</p> <p>From the funds provided in Item 400B, \$250,000 shall be allocated as a supplemental allocation to the UF Law School to fund the tax curriculum and \$150,000 and one (1) position shall be allocated to the FSU Law School to fund the clinical and practice curriculum and undergraduate law courses. It is Legislative intent that the</p>			<p>above law school appropriations are supplemental and shall not be used to replace funds normally generated.</p> <p>Funds provided in Item 400C shall be used for the direct support of non-credit activities in teacher education centers as provided in Section 231.610(1), F.S. The Board of Regents shall allocate and the universities shall use at least the above amount for this purpose and such amount shall be considered as the equivalent of 742 undergraduate FTE students. Provided, that new undergraduate enrollments in programs for teacher education shall be limited until there are no more than 10,462 full-time equivalent students; provided, further, that the mission of the colleges of education shall move from the primary program of pre-service teacher training to include an emphasis on providing a program of extension and inservice training for instructional and other school staff throughout their career.</p> <p>The Board of Regents shall allocate \$1,000,000 of the funds appropriated to the solar energy center at Cape Canaveral: \$3,500 to photographic archives at FSU, and \$25,000 shall be allocated by the Board of Regents to the Mote Marine Laboratory for the red tide research program. Pursuant to Section 241.74, F.S., \$100,000 shall be allocated for planning and implementing the authorized school of optometry, \$165,000 for the purchase of law books at FSU Law School and \$165,000 for the purchase of law books at UF Law School which shall be equally matched by each university, and \$275,000 shall be allocated as a supplemental allocation to the UF Law School and FSU Law School. It is the legislative intent that the above law school appropriations are supplemental and shall not be used to replace funds normally generated.</p> <p>The appropriation here-</p>		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<p>in to the Board of Regents for the 1977-78 fiscal year includes the 1977 summer session. From funds provided to the laboratory schools in Items 394-397, the Board of Regents shall allocate to the four laboratory schools for instructional purposes the base student allocation per weighted FTE student, plus the estimated statewide average from additional local effort as used by the Legislature in calculating the Florida Education finance program for the 1977-78 school year. The remaining funds appropriated for laboratory school research shall be allocated to the nine colleges of education.</p> <p>From the funds appropriated in Items 394-397, the Board of Regents shall allocate to the external degree program of the Florida International University no less than current year funding, plus salary and inflationary adjustments as appropriated by the Legislature.</p> <p>From the funds included in Items 394-397, the Board of Regents shall allocate to the universities, as a minimum, all amounts appropriated for libraries and university presidents shall include, as a minimum, all such amounts in the 1977-78 university education and general operating budget. The appropriated amounts for libraries included in the allocation by the Board of Regents and in the operating budgets of the universities may not be expended for any other purpose. If, subsequently, events indicate that 1977-78 revenues to the education and general budget will be less than that appropriated, the amount included in the appropriation for book acquisitions, and periodicals, etc., may not be reduced unless and until such anticipated decreases exceed 5% of the total appropriated revenues; then a reduction may be made in the amount appropriated for books, etc., but only on a pro rata basis. Notwith-</p>			<p>standing Section 216-292(2)(a), and in accordance with 216-351, F.S. It is legislative intent that, if funds for the purchase of additional books, periodicals, etc., become available from the public education capital outlay and debt service trust fund, expenditures necessary to purchase, catalog, and shelve such additional acquisitions may be made from the regular appropriation, including amounts for library books.</p> <p>Funds provided in Item 394 for conversion of graduate assistants to regular faculty positions shall not be used for salary adjustments. The Board of Regents shall give first priority in the allocation of the above positions to the four upper level institutions.</p> <p>It is the intent that startup funds for the North Miami Campus at FIU included in Item 399 shall be reduced approximately 33 1/3 % each year. Provided, further, the state university system shall not transfer funds from other universities to replace the startup funds for the North Miami campus.</p> <p>Provided, further, the state university system and the Department of Environmental Regulation and the water management districts shall reach a cooperative agreement on the expenditure of research funds in the area of water quality research. Provided, however; no funds appropriated in Items 394 through 400C shall be used to purchase new or existing residence for any employee of the state university system.</p> <p>Providing, however, \$50,000 appropriated in Items 394 through 397 shall be used to continue the program of the center for labor research and studies at Florida International University.</p>		
			Institute of Food and Agricultural Sciences		
			401 Salaries and Benefits	2,021	
			From General Revenue Fund		26,652,818
			From Experiment Station		
			Grant Trust Fund		1,122,393

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
402			407		
From Extension Service Federal Grant Trust Fund		1,713,709	Revolving Trust Fund		2,855,726
Other Personal Services			Expenses		
From General Revenue Fund	1,340,222		From General Revenue Fund		880,000
From Extension Service Incidental Trust Fund		45,000	From EIES Research Contracts Revolving Trust Fund		2,649,261
From Experiment Station Federal Grant Trust Fund		155,066	408 Operating Capital Outlay		
From Extension Service Federal Grant Trust Fund		63,134	From EIES Research Contracts Revolving Trust Fund		938,619
403 Expenses			From the additional funds provided for Coastal and Oceanographic Engineering, not more than 10% or \$15,000, shall be spent on a study to be conducted jointly by the Department of Natural Resources and the Board of Regents to determine the effectiveness of the Coastal and Oceanographic Engineering program being conducted by the University of Florida Engineering and Industrial Experiment Station. A report shall be submitted to the Legislature regarding the findings and recommendations, if any, no later than February 1, 1978.		
From General Revenue Fund	4,481,378				
From Experiment Station Incidental Trust Fund		1,400,000			
From Extension Service Incidental Trust Fund		255,000			
From Experiment Station Federal Grant Trust Fund		372,903			
From Extension Service Federal Grant Trust Fund		237,524			
404 Operating Capital Outlay					
From General Revenue Fund	1,627,403				
From Extension Service Incidental Trust Fund		10,000			
From Experiment Station Federal Grant Trust Fund		167,141			
From Extension Service Federal Grant Trust Fund		32,089			
Provided, however, a detailed plan shall be submitted to the House Appropriations Committee and the Senate Appropriations Committee detailing the increased efficiency and effectiveness of the current research and educational levels for which funds were provided in Items 401, 402, 403 and 404.					
Provided, that 4.45 FTE faculty positions and 3.15 FTE career service positions shall be deleted from the Agricultural Experiment Stations' staff by June 30, 1978.					
Engineering Industrial Experiment Station					
405 Salaries and Benefits	317		University of Florida Veterinary Medicine		
From General Revenue Fund		305,000	409 Salaries and Benefits	159	
From EIES Research Contracts Revolving Trust Fund		4,548,340	From General Revenue Fund		2,176,446
406 Other Personal Services			410 Other Personal Services		
From General Revenue Fund	100,000		From General Revenue Fund		160,657
From EIES Research Contracts			411 Expenses		
			From General Revenue Fund		815,731
			From Operation and Maintenance Trust Fund		100,000
			412 Operating Capital Outlay		
			From General Revenue Fund		323,934
			It is the intent of the Legislature that weight shall be given to applicants for veterinary school whose background and experience indicate a preference toward the practice of large animal husbandry in sparsely populated areas of the state.		
			University of South Florida Medical Center		
			413 Salaries and Benefits	468	
			From General Revenue Fund		8,205,930
			414 Other Personal Services		
			From General Revenue Fund		597,725

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
415 Expenses			420 Grants and Aids		
From General Revenue Fund		1,352,326	Educational Aid—		
From Operation and Maintenance Trust Fund		213,000	Federal		
From Medical Center — Professional Medical Liability Self Insurance Trust Fund		157,000	From Grants and Donations Trust Fund—Non-Sponsored		510,197
416 Operating Capital Outlay			421 Operating Capital Outlay		
From General Revenue Fund		435,901	From Grants and Donations Trust Fund—Non-Sponsored		2,894,308
416A Lump Sum			From IFAS—Experiment Station Grants and Donations Trust Fund		696,513
Hospital Planning			421A Special Categories		
From General Revenue Fund		20,000	Labor Law Research		
The study related to hospital planning in Item 416A shall be conducted by independent consultants outside the state university system.			From Grants and Donations Trust Fund—Non-Sponsored		47,000
Contracts and Grants			From the funds appropriated in Item 421A, the Florida State University College of Law shall conduct labor law research and shall provide data and information to the legislature and to the executive branch. Funds shall be transferred from the State Personnel System Trust Fund in the Department of Administration to the Grants and Donations Trust Fund—Non-Sponsored.		
For allocation by the Division of Universities to the following institutions for contract and grant activities: University of Florida, J. Hillis Miller Health Center, Institute of Food and Agricultural Sciences, Florida State University, Florida A & M University, University of South Florida, Florida Atlantic University, University of West Florida, Florida Technological University, Florida International University, and University of North Florida.			Auxiliary Enterprises		
417 Salaries and Benefits			For allocation by the Division of Universities to the following institutions for the auxiliary enterprises activities: University of Florida, Florida State University, Florida A & M University, University of South Florida, Florida Atlantic University, University of West Florida, Florida Technological University, Florida International University, and University of North Florida.		
From Grants and Donations Trust Fund — Sponsored		27,642,140	Persons engaged in continuing education activities, who are otherwise employed on a full time basis by the state university system, may be compensated from funds generated from such activities at a level not to exceed twenty percent of their contracted salary rate. Such compensation may be in addition to that provided within the total approved salary rate for the state university system.		
From Grants and Donations Trust Fund — Non-sponsored		14,112,875			
From IFAS—Experiment Station Grants and Donations Trust Fund		6,820,296			
418 Other Personal Services					
From Grants and Donations Trust Fund — Non-sponsored		7,612,096			
From IFAS—Experiment Station Grants and Donations Trust Fund		941,950			
419 Expenses					
From Grants and Donations Trust Fund — Non-sponsored		9,167,911			
From IFAS—Experiment Station Grants and Donations Trust Fund		2,596,997			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
422 Salaries and Benefits	3,106		From General Revenue Fund		293,314
From Extension Incidental Trust Fund		3,355,880	From Grants and Donations Trust Fund		31,527
From SUS—Auxiliary Trust Fund		17,952,696	From Facilities Construction Administration Trust Fund		10,000
From SUS—Working Capital Trust Funds		7,939,061	429 Expenses		
From SUS—Revenue Certificate Trust Funds		2,934,229	From General Revenue Fund		952,457
From SUS—Mobile Home Unit Trust Fund		7,399	From Grants and Donations Trust Fund		40,094
423 Other Personal Services			From Facilities Construction Administration Trust Fund		30,872
From Extension Incidental Trust Fund		1,990,197	430 Operating Capital Outlay		
From SUS—Auxiliary Trust Fund		3,300,177	From General Revenue Fund		14,730
From SUS—Working Capital Trust Funds		258,558	From Grants and Donations Trust Fund		256
From SUS—Revenue Certificate Trust Funds		682,102	430A Special Categories Academic Program Reviews		
From SUS—Mobile Home Unit Trust Fund		1,420	From General Revenue Fund		40,000
424 Expenses			431 Special Categories Community Hospital Education Program		
From Extension Incidental Trust Fund		2,183,779	From General Revenue Fund		3,069,802
From SUS—Auxiliary Trust Fund		35,751,423	From the funds appropriated in Item 431, \$100,000 shall be allocated for establishing a family practice residency program in Pensacola.		
From SUS—Working Capital Trust Funds		8,779,852	432 Special Categories Distribution to Universities		
From SUS—Revenue Certificate Trust Funds		5,920,508	From Grants and Donations Trust Fund		627,915
From SUS—Mobile Home Unit Trust Fund		118,522	From Racing Scholarship Trust Fund		725,000
From SUS—Law Review Trust Fund		36,225	From Student Financial Aid Trust Fund		500,000
425 Operating Capital Outlay			From General Student Aid Fee Trust Fund		1,970,000
From Extension Incidental Trust Fund		16,400	433 Special Categories First Accredited Medical School		
From SUS—Auxiliary Trust Fund		4,075,071	From General Revenue Fund		4,988,000
From SUS—Working Capital Trust Funds		236,374	434 Special Categories Regional Education		
From SUS—Revenue Certificate Trust Funds		1,330,320	From General Revenue Fund		1,061,855
426 Debt Service			435 Special Categories Southern Regional Council on Mental Health		
From SUS—Auxiliary Trust Fund		335,596	From General Revenue Fund		12,000
From SUS—Revenue Certificate Trust Funds		3,003,667	436 Special Categories Institute on Higher Education		
General Office			From General Revenue Fund		12,000
427 Salaries and Benefits	199				
From General Revenue Fund		3,243,524			
From Grants and Donations Trust Fund		26,151			
From Facilities Construction Administration Trust Fund		168,638			
428 Other Personal Services					

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<b>University of Florida Health Center - Educational and General</b>			<p>421A, 422, 423, 424, 425, and 426, notwithstanding the provisions of Sections 216-292 and 216.351, Florida Statutes, may be transferred upon request of the Division of Universities to the State Comptroller to accounts established for each budget entity within the Division of Universities for disbursement purposes, and upon release of said appropriations by the Department of Administration.</p> <p>From the funds appropriated herein to the Department of Education, the School Districts, the Community Colleges, the State Universities and the Department of Education shall give priority to improving information systems, with specific emphasis on common data definitions and data handling procedures which will provide analysis and reports utilizing data from school districts, Community Colleges or State Universities. Provided, further, that such development shall be carried out through a centrally coordinated and supervised effort.</p> <p>Provided, however, that all monies appropriated herein to the Department of Education are conditional upon each School District Board, each Community College Board of Trustees and the Board of Regents, securing prior approval from the Commissioner before purchasing or leasing any electronic data processing equipment or software costing in excess of \$6,000 in any 12-month period.</p>		
437 Salaries and Benefits ..	1,006				
From General Revenue Fund .....		15,775,559			
From Incidental Trust Fund .....		131,248			
From Liability Insurance Trust Fund .....		60,170			
438 Other Personal Services					
From General Revenue Fund .....		580,882			
From Incidental Trust Fund .....		24,734			
From Liability Insurance Trust Fund .....		30,035			
439 Expenses					
From General Revenue Fund .....		3,713,948	<p><b>ENVIRONMENTAL REGULATION, DEPARTMENT OF</b></p>		
From Incidental Trust Fund .....		292,083			
From Liability Insurance Trust Fund .....		911,496			
440 Operating Capital Outlay					
From General Revenue Fund .....		1,323,358			
From Incidental Trust Fund .....		180,153			
From Liability Insurance Trust Fund .....		692			
<b>University of Florida Teaching Hospital and Allied Clinics</b>					
441 Salaries and Benefits ..	1,777				
From General Revenue Fund .....		3,791,278			
From Operation and Maintenance Trust Fund .....		14,384,723			
442 Other Personal Services					
From General Revenue Fund .....		809,634			
From Operation and Maintenance Trust Fund .....		2,888,834			
443 Expenses					
From General Revenue Fund .....		1,751,271			
From Operation and Maintenance Trust Fund .....		11,090,396			
444 Operating Capital Outlay					
From General Revenue Fund .....		281,840			
From Operation and Maintenance Trust Fund .....		1,457,777			
The academic and faculty positions included in the Division of Universities represent man-years and are to be utilized by the Board of Regents to maximize the services rendered over all four academic quarters. Appropriations made in Items 394, 395, 396, 397, 398, 399, 399A, 400A, 400B, 400C, 417, 418, 419, 420, 421,					
			445 Salaries and Benefits ..	611	
			From General Revenue Fund .....		6,644,592
			From Operating Trust Fund .....		1,948,754
			From Grants and Donations Trust Fund .....		110,720
			446 Other Personal Services		
			From General Revenue Fund .....		120,987
			From Operating Trust Fund .....		73,350

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
447 From Grants and Donations Trust Fund		9,481	452 Texar and Chumuckla Water Shed.		
Expenses			Data Processing Services		
From General Revenue Fund	1,757,862		From General Revenue Fund		272,831
From Licensing and Permitting Trust Fund		34,779	From Operating Trust Fund		8,924
From Operating Trust Fund		425,763	Ethics, Commission on		
From Grants and Donations Trust Fund		52,618	453 Lump Sum	8	
448 Grants and Aids			From General Revenue Fund		214,708
Aid to Water Management Districts—Fixed Capital Outlay			Game and Fresh Water Fish Commission, Florida		
From General Revenue Fund	4,262,800		454 Salaries and Benefits	672	
Provided, the funds appropriated in Item 448 are to be allocated to the districts as follows: St. Johns \$500,000; South Florida \$1,500,000; and Southwest \$2,262,800.			From General Revenue Fund		2,750,860
449 Grants and Aids			From State Game Trust Fund		5,621,055
Aid to Water Management Districts—Operations			455 Other Personal Services		
From General Revenue Fund	2,210,000		From General Revenue Fund		5,555
Provided, the funds appropriated in Item 449 are to be allocated to the districts as follows: Northwest Florida, Suwannee River, \$500,000 each; St. Johns, Southwest and South Florida, \$400,000 each. \$10,000 is provided to hire a consultant to develop a performance audit format for the districts. The five districts shall designate one district to serve as a contracting agent for the purpose of hiring such consultant.			From State Game Trust Fund		181,290
450 Operating Capital Outlay			456 Expenses		
From General Revenue Fund	156,533		From General Revenue Fund		687,068
From Operating Trust Fund		47,654	From State Game Trust Fund		3,609,006
451 Special Categories			457 Operating Capital Outlay		
U.S. Geological Survey			From General Revenue Fund		552,348
Co-op Agreements			From State Game Trust Fund		542,393
From General Revenue Fund	148,000		458 Special Categories		
From U.S. Cooperative Trust Fund		30,000	Management Area		
451A Special Categories			Lease Payments		
Water Resource Management			From State Game Trust Fund		321,000
From Pollution Recovery Trust Fund		382,627	459 Data Processing Services		
From Grants and Donations Trust Fund		558,500	From General Revenue Fund		5,761
Provided, that the funds appropriated in Item 451A are to include projects at Lake Apopka, Lake Jackson, Bayou Chico, Bayou			From State Game Trust Fund		60,825
			GENERAL SERVICES, DEPARTMENT OF		
			Office of the Executive Director and Division of Administration		
			460 Salaries and Benefits	60	
			From General Revenue Fund		782,002
			461 Expenses		
			From General Revenue Fund		152,887
			462 Operating Capital Outlay		
			From General Revenue Fund		18,350
			462A Lump Sum		
			Legal Services	4	
			From General Revenue Fund		75,764
			462B Lump Sum		
			Regional Office Centers	9	
			From General Revenue Fund		64,559
			463 Data Processing Services		
			From General Revenue Fund		22,786
			Purchasing, Division of		
			464 Salaries and Benefits	39	
			From General Revenue Fund		547,550



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
465 Other Personal Services			From Supervision Trust Fund .....		33,091
From General Revenue Fund .....		600	478A Lump Sum		
466 Expenses			Transfer to Supervision Trust Fund for New Buildings		
From General Revenue Fund .....		292,597	From General Revenue Fund .....		153,593
467 Operating Capital Outlay			478B Lump Sum		
From General Revenue Fund .....		3,134	Transfer to Supervision Trust Fund		
468 Data Processing Services			From General Revenue Fund .....		6,607,036
From General Revenue Fund .....		47,627	478C Lump Sum		
<b>Electronic Data Processing, Division of</b>			Regional Office Centers	57	
469 Salaries and Benefits	270		From Supervision Trust Fund .....		614,373
From General Revenue Fund .....		476,985	Provided, however, the Regional Office Centers shall be occupied by the following departments upon completion as follows:		
From Working Capital Trust Fund ..		2,847,411	Orange-Health & Rehabilitative Services, Offender Rehabilitation, Education, Commerce, Banking & Finance, Professional & Occupational Regulation, Auditor General, Public Service Commission, Insurance & Treasurer, Law Enforcement, State, General Services; Palm Beach-Banking & Finance, Commerce, Legal Affairs, Education, General Services, Health & Rehabilitative Services, Insurance, Law Enforcement, Offender Rehabilitation, Business Regulation, Community Affairs, Auditor General, Revenue, Public Service Commission; Dade-Banking & Finance, Business Regulation, Commerce, Law Enforcement, Legal Affairs, General Services, Health & Rehabilitative Services, Transportation, Insurance, Auditor General, Offender Rehabilitation, State; Escambia-Agriculture, Banking & Finance, Business Regulation, Commerce, Environmental Regulation, General Services, Health & Rehabilitative Services, Insurance, Law Enforcement, Offender Rehabilitation, Probation & Parole, Public Service Commission, Revenue, State, Education, Auditor General, Transportation; Broward-Business Regulation, Commerce, Education, General Services, Health & Rehabilitative Services, Insurance, Revenue, Auditor General, and Transportation.		
470 Other Personal Services					
From General Revenue Fund .....		1,000			
From Working Capital Trust Fund ..		13,900			
471 Expenses					
From General Revenue Fund .....		81,382			
From Working Capital Trust Fund ..		3,035,767			
472 Operating Capital Outlay					
From General Revenue Fund .....		3,000			
From Working Capital Trust Fund ..		13,425			
473 Lump Sum					
Transfer to Working Capital Trust Fund					
From General Revenue Fund .....		1,477,625			
474 Data Processing Services					
From General Revenue Fund .....		10,477			
<b>Building Construction and Property Management, Division of</b>					
475 Salaries and Benefits	387				
From Architects Incidental Trust Fund .....		849,063			
From Supervision Trust Fund .....		2,909,908			
From Capitol Center Parking Trust Fund		34,692			
476 Other Personal Services					
From Architects Incidental Trust Fund .....		18,760			
From Supervision Trust Fund .....		12,255			
477 Expenses					
From Architects Incidental Trust Fund .....		167,698			
From Supervision Trust Fund .....		4,659,524			
From Capitol Center Parking Trust Fund .....		72,314			
478 Operating Capital Outlay					
From Architects Incidental Trust Fund .....		10,579			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
479 Debt Service From Supervision Trust Fund -----		1,962,000	Provided, however, notwithstanding Section 287.161, Florida Statutes, the executive aircraft pool shall consist of five state-owned aircraft for the purpose of furnishing executive air travel, and the rate of charge shall not be less than 12 cents per passenger mile. Also, \$1,000,000 of the funds provided in Item 488 above shall be used for the purchase of a jet airplane for the executive aircraft pool. Top priority for the use of the jet shall be for the Governor's travel and state economic development purposes.		
480 Data Processing Services From Architects Incidental Trust Fund -----		13,830			
From Supervision Trust Fund -----		13,179			
From Capitol Center Parking Trust Fund -----		1,716			
<b>Security, Division of</b>			<b>Surplus Property, Division of</b>		
481 Salaries and Benefits From General Revenue Fund -----	79	720,089	490 Salaries and Benefits From Surplus Property Revolving Trust Fund -----	71	593,305
482 Deleted			From State Surplus Property Working Capital Trust Fund -----		46,496
483 Expenses From General Revenue Fund -----		75,058	491 Other Personal Services From State Surplus Property Working Capital Trust Fund -----		200
484 Operating Capital Outlay From General Revenue Fund -----		2,320	492 Expenses From Surplus Property Revolving Trust Fund -----		174,450
484A Lump Sum Regional Office Centers -----	18	73,798	From State Surplus Property Working Capital Trust Fund -----		36,619
It is the intent of the Legislature that the Division of Security shall not be designated a state law enforcement agency. The sole purpose of the division is to implement Chapter 287.35, Florida Statutes.			493 Operating Capital Outlay From Surplus Property Revolving Trust Fund -----		4,600
<b>Motor Pool, Division of</b>			From State Surplus Property Working Capital Trust Fund -----		350
485 Salaries and Benefits From General Revenue Fund -----	42	329,083	<b>Bond Finance, Division of</b>		
From Motor Vehicle Operating Trust Fund -----		267,735	494 Salaries and Benefits From Revenue Bond Fee Revolving Trust Fund -----	8	138,414
486 Other Personal Services From General Revenue Fund -----		2,500	495 Other Personal Services From Revenue Bond Fee Revolving Trust Fund -----		222,500
From Motor Vehicle Operating Trust Fund -----		9,000	496 Expenses From Revenue Bond Fee Revolving Trust Fund -----		184,202
487 Expenses From General Revenue Fund -----		130,402	497 Operating Capital Outlay From Revenue Bond Fee Revolving Trust Fund -----		1,500
From Motor Vehicle Operating Trust Fund -----		642,738	<b>Communications, Division of</b>		
From Bureau of Aircraft Trust Fund ..		150,750	498 Salaries and Benefits From General Revenue Fund -----	53	492,211
488 Operating Capital Outlay From General Revenue Fund -----		970,000			
From Motor Vehicle Operating Trust Fund -----		225,354			
From Bureau of Aircraft Trust Fund		30,000			
489 Data Processing Services From General Revenue Fund -----		4,819			
From Motor Vehicle Operating Trust Fund -----		54,736			



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
of the Department of Administration and the House and Senate Appropriations Committees and the approval of the Department of Administration. Provided, however, that the Department of Health and Rehabilitative Services shall utilize to the greatest extent practical within production capabilities, the printing services of the correctional work program of the Department of Offender Rehabilitation. Provided, further, that productivity adjustments contemplated in Items 518, 523, 531, 539, 545, 549 609, 620, 636, 644, 649, and 663 shall be taken within the budget entities prescribed. However, the Department may use discretion in applying these reductions between the program components. Provided, further, that in order to ensure appropriate placement efforts and opportunities, any employee of the Department of Health and Rehabilitative Services whose position is abolished as a result of productivity adjustments shall be retained at the same level of compensation for 90 days after notification of such abolishment or until such employee secures other placement or employment, whichever should first occur. Employees whose positions are abolished or transferred to another location shall, when otherwise qualified, be given priority consideration for any new position created under Chapter 75-48, Laws of Florida, or for any other positions vacant in state government. The Governor shall appoint a nine-member advisory council, composed of private citizens well versed in management and finance, to advise and assist the Secretary in the efficient and effective operation of the Department. The Advisory Council shall report its recommendations to the Governor and Legislature from time to time but in no event shall the first report be after November 1, 1977.			<b>Office of the Secretary</b>		
			518 Salaries and Benefits	37	
			From General Revenue Fund		391,079
			From Administrative Trust Fund		202,326
			From Federal Aid Trust Fund Title XX		75,800
			519 Other Personal Services		
			From General Revenue Fund		4,624
			From Administrative Trust Fund		3,376
			520 Expenses		
			From General Revenue Fund		106,073
			From Administrative Trust Fund		47,145
			521 Operating Capital Outlay		
			From General Revenue Fund		3,950
			From Administrative Trust Fund		2,882
			521A Lump Sum		
			State Human Rights Advocacy Committee Travel Expenses		
			From General Revenue Fund		10,725
			522 Data Processing Services		
			From General Revenue Fund		3,299
			From Administrative Trust Fund		2,398
			<b>Office of the Assistant Secretary for Administrative Services</b>		
			523 Salaries and Benefits	999	
			From General Revenue Fund		3,755,118
			From Administrative Trust Fund		3,279,573
			From Working Capital Trust Fund		2,820,413
			From Federal Aid Trust Fund Title XX		2,046,117
			524 Other Personal Services		
			From General Revenue Fund		48,941
			From Administrative Trust Fund		19,958
			From Working Capital Trust Fund		24,473
			525 Expenses		
			From General Revenue Fund		599,252
			From Administrative Trust Fund		2,614,792
			From Working Capital Trust Fund		3,319,082
			From Federal Aid Trust Fund Title XX		1,803,394
			526 Operating Capital Outlay		
			From General Revenue Fund		46,217
			From Administrative Trust Fund		19,315
			From Working Capital Trust Fund		50,839
			526A Lump Sum		
			Fee Collection Program	22	
			From Operations and Maintenance Trust Fund		363,350

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<p>Provided, however, the twenty-two positions authorized in Item 526A, within the lump sum in the amount of \$368,350 shall be released to the eleven district offices (two positions to each district) for the purpose of improving the fee collection operations for mental health and retardation facilities. These twenty-two positions shall work in conjunction with the previously authorized four positions that are assigned to headquarters fee collection operations.</p>			532 Other Personal Services		
			From General Revenue Fund		227,546
			From Administrative Trust Fund		10,667
			From Grants and Donations Trust Fund		352,450
			From Federal Grants Trust Fund		5,846
			From Federal Rehabilitation Trust Fund		2,626
			From Planning and Evaluation Trust Fund		119,986
			Federal Aid Trust Fund Title XX		34,413
			533 Expenses		
			From General Revenue Fund		1,151,492
			From Administrative Trust Fund		71,020
			From Grants and Donations Trust Fund		104,457
			From Federal Grants Trust Fund		65,076
			From Federal Rehabilitation Trust Fund		100,946
			From Planning and Evaluation Trust Fund		119,534
			From Emergency Medical Services Trust Fund		23,295
			Federal Aid Trust Fund Title XX		145,330
527 Lump Sum Youth Services Information System			534 Grants and Aids Hill-Burton		
From Working Capital Trust Fund		111,111	From U. S. Grants Trust Fund		6,300,000
527A Lump Sum General Liability and Fire Insurance Premiums			535 Operating Capital Outlay		
From General Revenue Fund		485,835	From General Revenue Fund		38,547
From Administrative Trust Fund		121,459	From Federal Grants Trust Fund		2,021
527B Special Categories Medicaid Services Review			From Federal Rehabilitation Trust Fund		2,896
From General Revenue Fund		62,500	From Planning and Evaluation Trust Fund		7,120
From Administrative Trust Fund		187,500	Federal Aid Trust Fund Title XX		883
528 Special Categories State Institutional Claims			536 Special Categories University Education and Training		
From General Revenue Fund		12,000	From Federal Aid Trust Fund Title XX Non-Capped		500,000
529 Special Categories Contract Nursing Home Audit Program			537 Special Categories Vocational Rehabilitation In-Service Training		
From General Revenue Fund		180,000	From General Revenue Fund		8,000
From Administrative Trust Fund		180,000	From Federal Rehabilitation Trust Fund		72,000
530 Data Processing Services			537A Special Categories Day Care Management		
From General Revenue Fund		924,625	Federal Aid Trust Fund Title XX		332,734
From Administrative Trust Fund		1,023,464	537B Special Categories Medicaid Surveillance		
Office of the Assistant Secretary for Programs			From General Revenue Fund		135,730
531 Salaries and Benefits	639				
From General Revenue Fund		6,462,031			
From Administrative Trust Fund		840,078			
From Grants and Donations Trust Fund		589,129			
From Federal Grants Trust Fund		359,274			
From Federal Rehabilitation Trust Fund		745,833			
For Planning and Evaluation Trust Fund		661,235			
Federal Aid Trust Fund Title XX		291,860			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Administrative Trust Fund ..		407,188	From Administrative Trust Fund ..		1,359,510
537C Special Categories			548 Operating Capital Outlay		
Youth Services Division Project			From General Revenue Fund ..		74,045
From General Revenue Fund ..		11,379	From Administrative Trust Fund ..		8,500
From Grants and Donations Trust Fund ..		102,416	548A Lump Sum		
538 Data Processing Services			Colocation/Improved Services—A.G. Holley	14	
From General Revenue Fund ..		1,014,530	From General Revenue Fund ..		280,735
From Administrative Trust Fund ..		822,448	548B Lump Sum		
Office of the Assistant Secretary for Operations			Institutions Unit Dose Drug Program		
Office of the Assistant Secretary			From General Revenue Fund ..		144,100
539 Salaries and Benefits	1,203		Social and Economic Services		
From General Revenue Fund ..		5,430,645	549 Salaries and Benefits	5,702	
From Administrative Trust Fund ..		9,044,850	From General Revenue Fund ..		25,061,136
From Federal Aid Trust Fund Title XX ..		46,463	From Administrative Trust Fund ..		19,723,226
540 Other Personal Services			From Special Grants Trust Fund ..		2,762,569
From General Revenue Fund ..		302,430	From Federal Aid Trust Fund Title XX ..		8,835,721
From Administrative Trust Fund ..		935,291	550 Other Personal Services		
541 Expenses			From General Revenue Fund ..		269,110
From General Revenue Fund ..		1,822,728	From Administrative Trust Fund ..		218,223
From Administrative Trust Fund ..		5,866,227	From Federal Aid Trust Fund Title XX ..		56,839
From Federal Aid Trust Fund Title XX ..		17,175	551 Expenses		
542 Grants and Aids			From General Revenue Fund ..		4,461,974
Mosquito Control Program			From Administrative Trust Fund ..		3,893,261
From General Revenue Fund ..		2,475,000	From Special Grants Trust Fund ..		547,044
543 Operating Capital Outlay			From Federal Aid Trust Fund Title XX ..		1,750,215
From General Revenue Fund ..		314,165	552 Operating Capital Outlay		
From Administrative Trust Fund ..		204,736	From General Revenue Fund ..		214,545
543A Lump Sum			From Administrative Trust Fund ..		126,021
Spinal Cord Injured	6		From Federal Aid Trust Fund Title XX ..		18,107
From General Revenue Fund ..		523,438	553 Food Products		
544 Data Processing Services			From General Revenue Fund ..		38,340
From General Revenue Fund ..		1,097,813	554 Deleted		
From Administrative Trust Fund ..		738,589	554A Lump Sum		
District Administration			C. E. T. A. Trust Funds		
545 Salaries and Benefits	796		From Administrative Trust Fund ..		2,343,694
From General Revenue Fund ..		4,342,151	554B Special Categories		
From Administrative Trust Fund ..		3,982,962	Medicaid Services Review		
From Federal Aid Trust Fund Title XX ..		1,374,541	From General Revenue Fund ..		187,500
546 Other Personal Services			From Administrative Trust Fund ..		562,500
From General Revenue Fund ..		38,762	555 Special Categories		
From Administrative Trust Fund ..		97,108	Physician Services		
547 Expenses			From General Revenue Fund ..	10,071,533	
From General Revenue Fund ..		984,117	From Medical Care Trust Fund ..		13,207,288
			From Special Grants Trust Fund ..		2,583,928

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
556 Special Categories Hospital Inpatient Services			administrative rules of the State of Florida, Chapter 10.C, Section 7.42.		
From General Revenue Fund		29,297,034	559 Special Categories Hospital Outpatient Services		
From Medical Care Trust Fund		38,435,479	From General Revenue Fund		4,086,737
From Special Grants Trust Fund		10,115,035	From Medical Care Trust Fund		5,359,044
557 Special Categories Nursing Home Care			From Special Grants Trust Fund		264,736
From General Revenue Fund		39,096,703	560 Special Categories Other Lab and X-Ray Services		
From Medical Care Trust Fund		51,825,861	From General Revenue Fund		338,670
From Special Grants Trust Fund		2,581,238	From Medical Care Trust Fund		444,375
Provided, however, that effective September 1, 1977, the maximum reimbursement to nursing homes shall not exceed \$680 per month per patient for skilled care; \$630 per month per patient for intermediate I care; and \$535 per month per patient for intermediate II care, which the Legislature hereby finds and declares is a reimbursement reasonably related to the actual cost.			From Special Grants Trust Fund		327,073
Provided, further, that the maximum income eligible standard be established at \$485.			561 Special Categories Family Planning		
Provided, further, that, for the months of July and August, no client shall become ineligible for nursing home care as a result of the increase in social security benefits effective July 1, 1977.			From General Revenue Fund		80,188
Provided, further, that prior to January 1, 1978, the department will initiate a new reimbursement methodology to comply with 45 C.F.R. 250.30, subject to the review of the House and Senate Appropriation Committees and the approval of the Department of Administration, and the availability of funds.			From Medical Care Trust Fund		721,692
558 Special Categories Drugs (Prescribed Medicine)			From Special Grants Trust Fund		3,413
From General Revenue Fund		12,030,189	562 Special Categories Supplementary Medical Insurance		
From Medical Care Trust Fund		15,784,264	From General Revenue Fund		4,662,784
From Special Grants Trust Fund		4,402,496	From Medical Care Trust Fund		4,669,798
Provided, however, that the maximum drug allowance for nursing home patients shall be \$30 per month per patient unless there has been an exception granted in accordance with the ad-			From Special Grants Trust Fund		1,708,646
			563 Special Categories Hospital Insurance Benefits		
			From General Revenue Fund		1,391,619
			From Medical Care Trust Fund		1,825,809
			From Special Grants Trust Fund		273,792
			564 Special Categories State Mental Health Hospital Program		
			From Medical Care Trust Fund		6,396,935
			From Special Grants Trust Fund		7,370
			565 Special Categories State Tuberculosis Hospital Program		
			From Medical Care Trust Fund		80,420
			566 Special Categories Home Health Services		
			From General Revenue Fund		136,129
			From Medical Care Trust Fund		178,310
			From Special Grants Trust Fund		19,461
			567 Special Categories Early and Periodic Screening of Children		
			From General Revenue Fund		2,364,767
			From Medical Care Trust Fund		3,101,915
			From Special Grants Trust Fund		183,585
			568 Special Categories Patient Transportation		
			From General Revenue Fund		733,590

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Medical Care Trust Fund		962,599	programs in Okaloosa County which have been established and providing services as of July 1, 1977.		
From Special Grants Trust Fund		103,231	574 Special Categories Foster Home Care for Children		
Contingent upon the continued receipt of the appropriate Federal Medicaid Waiver, funds within line Items 555 to 568 may be used as contract for service funds for Health Maintenance Organizations or Pre-paid Group Health Clinics or Centers, public or private, for services provided to Medicaid eligible clients, to the extent of \$4 million.			From General Revenue Fund	12,155,453	
569 Special Categories Intermediate Care Facilities - Mentally Retarded			From Services Trust Fund		1,962,916
From Medical Care Trust Fund		4,043,692	From Special Grants Trust Fund		25,387
570 Special Categories Child Day Care			575 Special Categories Psychiatric Care for Children		
From General Revenue Fund	1,948,313		From General Revenue Fund	113,073	
From Services Trust Fund		1,948,313	From Federal Aid Trust Fund Title XX		339,219
From Special Grants Trust Fund		41,132	576 Special Categories Housekeeper Services for Children		
From Federal Aid Trust Fund Title XX		13,603,374	From General Revenue Fund	171,341	
Provided, however, General Revenue monies shall be released in Item 570 only to the extent local funds and federal funds will be available on the basis of 12½% State, 12½% Local, and 75% Federal. Provided, further, that any funds appropriated for this item may be transferred by the Department upon approval of the Department of Administration to Item 629, Developmental Training Services.			From Special Grants Trust Fund		12,660
571 Special Categories Local Services Programs			577 Special Categories Homes for Unmarried Mothers		
From Services Trust Fund		375,000	From General Revenue Fund	125,000	
From Federal Aid Trust Fund Title XX		1,125,000	578 Special Categories WIN Day Care		
572 Special Categories Transportation of Runaways			From General Revenue Fund	199,339	
From General Revenue Fund	71,640		From Services Trust Fund		1,794,048
573 Special Categories Emergency Shelter Care for Children			Provided, however, that the maximum reimbursement rate for WIN Day Care shall be at the same rate as the Title XX Day Care rates; and provided, further, that if an applicant qualifies for both Title XX Day Care and WIN Day Care, the applicant shall be placed in the WIN Day Care Program. This policy shall be distributed and explained to all eligibility determination workers.		
From General Revenue Fund	598,528		579 Special Categories Purchase of Adoption Services		
From Federal Aid Trust Fund Title XX		1,795,583	From General Revenue Fund	129,794	
Provided, however, an amount up to \$45,000 in the Item 573 shall be allocated to children's sheltered care			580 Special Categories Services to Unmarried Mothers		
			From Services Trust Fund		16,500
			581 Special Categories Medical Cost of Subsidized Adoptions		
			From General Revenue Fund	50,000	
			Provided, however, funds appropriated in Item 581 can be expended only for medical costs of children adopted under the subsidized adoption law and who have physical disabilities specifically identified prior to being adopted.		



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
582 Financial Assistance Payments Foster Home Care Supplement From General Revenue Fund _____		749,990	588 Other Personal Services From General Revenue Fund _____ From Federal Aid Trust Fund Title XX _____		24,089 58,976
583 Financial Assistance Payments Room and Board With Personal Care Supplement From General Revenue Fund _____		1,014,823	589 Expenses From General Revenue Fund _____ From Licensure Fees Trust Fund _____ From Federal Aid Trust Fund Title XX _____		268,998 6,618 678,437
584 Financial Assistance Payments Mandatory Supplementation From General Revenue Fund _____		96,368	590 Grants and Aids Community Service Grants From General Revenue Fund _____ From Federal Aid Trust Fund _____		446,293 17,258,023
585 Financial Assistance Payments Aid to Families With Dependent Children From General Revenue Fund _____ From Direct Assistance Trust Fund _____ From Special Grants Trust Fund _____		61,066,602	591 Operating Capital Outlay From General Revenue Fund _____ From Licensure Fees Trust Fund _____ From Federal Aid Trust Fund Title XX _____		2,899 1,413 15,523
The department is authorized to use up to a maximum of \$2,000,000 (\$1,500,000 General Revenue and \$500,000 Trust Fund) appropriated in Item 585 for a supported work assistance program. It is the legislative intent that the department shall seek additional funding from other sources such as CETA, Ford Foundation, etc., so as to possibly reduce the amount required from this line item. The funds appropriated in Item 585 may be used to establish 21 positions and the funding of administration of the program, training, creation of a wage pool, including the diversion of AFDC grant funds; and to purchase private contractor services for administration.			591A Lump Sum Community Care for the Elderly and Home Placements From General Revenue Fund _____ From Federal Grants Trust Fund _____ From Federal Aid Trust Fund Title XX _____		953,984 160,359 123,858
586 Financial Assistance Payments Child Support Incentive Payments-Political Subdivisions From Direct Assistance Trust Fund _____		993,281	Provided that funds appropriated in Item 591A shall be transferred to the appropriation budget entity for disbursement. Provided, further, that the department shall maintain the identity of all funds expended for this project, and that the department shall submit to the Legislative Appropriations Committee and to the Department of Administration, no later than August 31, 1978, a cost benefit analysis of the community care for the elderly project as an alternative to institutionalization. This analysis shall include a breakdown as to what portion of the community care for the elderly project is being implemented through ongoing programs prior to the adoption of this act and what new programs are being created by reason of the adoption of this act.		
587 Salaries and Benefits From General Revenue Fund _____ From Licensure Fees Trust Fund _____ From Federal Aid Trust Fund Title XX _____	544	1,429,513 32,259 4,068,991	592 Special Categories Local Service Programs From General Revenue Fund _____		784,010

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Federal Aid Trust Fund		522,674	597 Grants and Aids Community Drug Abuse Services		
From Federal Aid Trust Fund Title XX		3,920,051	From General Revenue Fund	743,907	
592A Special Categories Temporary Emergency Shelter			From Drug Abuse Trust Fund		6,144,285
From General Revenue Fund	40,000		Provided, however, the formula for distribution under Item 597 shall be based upon the following variables: The number of drug abusers in the district; the capability of a given drug abuse program to provide quality service; and a regional cost differential to be established by the department to compensate districts where the cost of treatment is higher. A minimum base distribution may be provided to all districts if it is found that the above formula would work a hardship on any given district. This formula shall be applied only to the general revenue appropriation and to the drug abuse trust fund monies received as a result of the drug abuse formula grant award, provided that 10% of the formula grant monies shall be reserved for projects of statewide impact.		
From Federal Aid Trust Fund Title XX		120,000	598 Grants and Aids Purchased Client Services-Drug Abuse		
Mental Health Services			From General Revenue Fund	546,050	
593 Grants and Aids Community Mental Health Services			From Federal Aid Trust Fund Title XX		53,950
From General Revenue Fund	10,223,968		599 Lump Sum Santa Rosa Geriatric Facility		
From Federal Aid Trust Fund Title XX		10,328,290	From General Revenue Fund	103,383	
593A Grants and Aids Community Mental Health Services/Children and Adolescents			Mental Health—Institutions		
From General Revenue Fund	529,031		600 Salaries and Benefits	6,836	
594 Grants and Aids Community Alcoholic Services			From General Revenue Fund		51,958,894
From General Revenue Fund	3,629,115		From Grants and Donations Trust Fund		148,000
From Grants and Donations Trust Fund		2,074,000	From Operations and Maintenance Trust Fund		11,671,862
From Federal Aid Trust Fund Title XX		5,132,944	From Federal Aid Trust Fund Title XX		3,885,141
Provided, however, that the funds to be distributed by Item 594, shall be based upon a formula which includes the following variables: The number of alcoholics in the district; the capability of the treatment program to provide quality treatment; and a regional differential to be determined by the department to compensate districts where the cost of treatment is higher. A minimum base distribution may be established for all counties in the event the above formula would work a hardship on any given district.			601 Other Personal Services		
595 Grants and Aids Purchased Client Services			From General Revenue Fund	837,972	
From General Revenue Fund	13,356,611		602 Expenses		
595A Grants and Aids Purchased Client Services/Adolescents and Children			From General Revenue Fund		10,826,534
From General Revenue Fund	350,000		From Grants and Donations Trust Fund		36,000
596 Grants and Aids Indigent Psychiatric Drug Program					
From General Revenue Fund	690,901				
From Grants and Donations Trust Fund		428,173			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
603 Operating Capital Outlay			From Federal Aid Trust Fund Title XX		8,299,136
From General Revenue Fund		570,531	616 Other Personal Services		
604 Food Products			From General Revenue Fund		153,129
From General Revenue Fund		3,591,939	From Grants and Donations Trust Fund		20,800
605 Lump Sum			617 Expenses		
South Florida State Hospital—Forensic Unit	144		From General Revenue Fund		1,843,894
From General Revenue Fund		824,400	From Grants and Donations Trust Fund		27,007
606 Lump Sum			618 Operating Capital Outlay		
Children's Unit	43		From General Revenue Fund		377,433
From General Revenue Fund		297,686	From Grants and Donations Trust Fund		3,840
607 Lump Sum			619 Food Products		
Mental Health Institute—Children's Unit	52		From General Revenue Fund		598,261
From General Revenue Fund		470,912	From Grants and Donations Trust Fund		157,826
608 Deleted			Funds provided in Items 615—619 are for the operations of the four youth service institutions as follows: Arthur G. Dozier School for Boys, Marianna; Florida School for Boys, Okeechobee; Alice D. McPherson School, Ocala; and the Howell E. Lancaster School, Trenton. These four facilities shall remain operational during FY 1977-78 and they shall not be phased out during the year without Legislative review.		
Youth Services			Retardation Services		
609 Salaries and Benefits	2,097		620 Salaries and Benefits	323	
From General Revenue Fund		9,351,206	From General Revenue Fund		1,512,634
From Grants and Donations Trust Fund		863,387	From Grants and Donations Trust Fund		436,928
From Federal Aid Trust Fund Title XX		11,171,194	From Federal Aid Trust Fund Title XX		1,364,367
610 Other Personal Services			621 Other Personal Services		
From General Revenue Fund		145,746	From General Revenue Fund		13,246
From Grants and Donations Trust Fund		854,427	From Grants and Donations Trust Fund		12,830
611 Expenses			622 Expenses		
From General Revenue Fund		3,793,740	From General Revenue Fund		464,774
From Grants and Donations Trust Fund		223,853	From Grants and Donations Trust Fund		143,054
From Federal Aid Trust Fund Title XX		1,616,731	From Federal Aid Trust Fund Title XX		213,950
612 Operating Capital Outlay			623 Grants and Aids		
From General Revenue Fund		114,219	Community Retardation Services		
From Grants and Donations Trust Fund		4,067	From General Revenue Fund		993,837
613 Food Products					
From General Revenue Fund		859,312			
From Grants and Donations Trust Fund		232,447			
614 Special Categories					
Contracted Services					
From General Revenue Fund		1,806,185			
From Grants and Donations Trust Fund		1,772,002			
From Federal Aid Trust Fund Title XX		863,282			
Youth Services—Institutions					
615 Salaries and Benefits	973				
From General Revenue Fund		5,444,385			
From Grants and Donations Trust Fund		578,961			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Grants and Donations Trust Fund		1,043,058	Provided, however, that funds appropriated in Item 630 ICF/MR Community, may be used to provide necessary purchased services for community clients residing in intermediate care facilities/mental retardation and skilled nursing home facilities.		
623A Grants and Aids Florida Special Olympics			630A Special Categories Contracted Casework Services		
From General Revenue Fund		82,300	From General Revenue Fund		230,563
624 Operating Capital Outlay			From Federal Aid Trust Fund Title XX		57,437
From General Revenue Fund		30,526	Retardation—Institutions		
From Grants and Donations Trust Fund		4,359	631 Salaries and Benefits	5,387	
625 Food Products			From General Revenue Fund		35,356,182
From General Revenue Fund		16,118	From Grants and Donations Trust Fund		1,453,145
From Operations and Maintenance Trust Fund		4,672	From Operations and Maintenance Trust Fund		4,673,322
625A Lump Sum Retardation Prevention Act 1977	34		From Federal Aid Trust Fund Title XX		6,679,779
From General Revenue Fund		528,100	632 Other Personal Services		
625B Lump Sum Start-Up Funds—Group Homes			From General Revenue Fund		1,011,026
From General Revenue Fund		80,000	From Grants and Donations Trust Fund		91,405
626 Special Categories Purchased Client Services			633 Expenses		
From General Revenue Fund		4,069,338	From General Revenue Fund		7,522,596
From Operations and Maintenance Trust Fund		635,076	From Grants and Donations Trust Fund		675,344
From Federal Aid Trust Fund Title XX		1,363,295	634 Operating Capital Outlay		
627 Special Categories Community Residential Services			From General Revenue Fund		612,707
From General Revenue Fund		7,671,354	From Grants and Donations Trust Fund		87,893
628 Special Categories Purchased Client Services—Epilepsy Programs			635 Food Products		
From General Revenue Fund		242,352	From General Revenue Fund		2,093,453
From Federal Aid Trust Fund Title XX		342,387	From Grants and Donations Trust Fund		349,816
628A Special Categories Purchased Client Services—Cerebral Palsy			635A Lump Sum Physical Safety Program		
From General Revenue Fund		411,981	From General Revenue Fund		30,000
629 Special Categories Developmental Training Services			Provided, however, grants by the federal government under the intermediate care facility for the mentally retarded program pursuant to Title XIX, U.S. Code, shall be used only to supplement state funds appropriated for the care of the mentally retarded and shall not be used to supplant such state funds. Funds acquired pursu-		
From General Revenue Fund		2,597,399			
From Operations and Maintenance Trust Fund		982,744			
From Federal Aid Trust Fund Title XX		4,281,813			
630 Special Categories Intermediate Care Facility/Mentally Retarded (Community)					
From General Revenue Fund		1,171,381			
From Operations and Maintenance Trust Fund		1,524,547			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
ant to this federal program shall be utilized for either institutional or community based retardation programs.			ducted for additional kindergarten and first grade students if local funding is obtained or if a fee for such screening services related to the family's ability to pay is established and collected pursuant to s. 154.06, Florida Statutes. Any funds collected through such fees shall be used to defray the cost of the screening program. General revenue or revenue from fees shall not be used to replace federal revenue.		
Health Services					
636 Salaries and Benefits	750				
From General Revenue Fund		1,686,896			
From Grants and Donations Trust Fund		6,369,292			
From Federal Grant in Aid Trust Fund		907,864			
637 Other Personal Services					
From General Revenue Fund		1,878			
From Grants and Donations Trust Fund		680,034			
From Federal Grant in Aid Trust Fund		112,170			
638 Expenses					
From General Revenue Fund		1,537,653			
From Grants and Donations Trust Fund		16,036,953			
From Federal Grant in Aid Trust Fund		1,498,356	643 Special Categories Contribution to County Health Units		
639 Grants and Aids Kidney Disease Program			From General Revenue Fund		17,287,145
From General Revenue Fund		400,000	From County Health Unit Trust Fund		26,864,932
639A Grants and Aids Kidney Disease Prevention			From Federal Aid Trust Fund Title XX		3,000,000
From General Revenue Fund		50,000			
640 Grants and Aids Emergency Medical Services			Provided, however, general revenue appropriated in Item 643 may be transferred to the proper trust fund for disbursement. Provided, further, that all inspection of public swimming pools be performed by county health units whenever local capability exists. Provided, however, that moneys appropriated for the urban rat control program may be transferred to the county health units. Provided, further, that any positions needed in conjunction with this program may be established in the county health units. Provided, further, that this program shall be monitored by the health services unit in program planning and development in order to ensure compliance with the federal requirements of the federal grant.		
From Federal Grant in Aid Trust Fund		919,988			
641 Grants and Aids Medical Examiner Services			643A Special Categories Drugs for Epilepsy Treatment		
From General Revenue Fund		1,404,000	From General Revenue Fund		162,000
642 Operating Capital Outlay			643B Special Categories Drugs for V.D. Treatment		
From General Revenue Fund		4,015	From General Revenue Fund		42,000
From Grants and Donations Trust Fund		26,242			
642A Lump Sum					
School Health Services Act					
From General Revenue Fund		349,062			
School health services supplement, rather than replace, parental responsibility. Funding is provided to conduct health screening of kindergarten and first grade students who meet the definition of "indigent children" contained in s. 402.32(3)(c), Florida Statutes. Health screening may be con-					

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<b>Health—Tuberculosis Hospital</b>			<b>Children's Medical Services</b>		
644 Salaries and Benefits	250		656 Salaries and Benefits	207	
From General Revenue Fund		1,444,860	From General Revenue Fund		684,469
From Hospital Maintenance Trust Fund		900,000	From Federal Aid Trust Fund Title XX		1,425,603
645 Other Personal Services			657 Other Personal Services		
From General Revenue Fund		18,936	From General Revenue Fund		49,829
646 Expenses			From Federal Aid Trust Fund Title XX		112,723
From General Revenue Fund		798,322	658 Expenses		
647 Operating Capital Outlay			From General Revenue Fund		148,644
From General Revenue Fund		33,373	From Federal Aid Trust Fund Title XX		308,724
648 Food Products			659 Grants and Aids		
From General Revenue Fund		248,529	Neonatal Program		
From Hospital Maintenance Trust Fund		152,226	From General Revenue Fund		3,683,500
Provided, however, that excess funds appropriated in Items 644-648 may be transferred by the department upon approval of the Department of Administration to other budget entities within the department in order to accomplish colocation and expansion of the District Services at the A. G. Holley State Hospital.			Regional neonatal intensive care centers in Escambia, Alachua, Duval, Hillsborough, Orange, Dade, and Pinellas counties shall each receive \$418,000 and the centers in Broward and Palm Beach shall receive \$300,000 each, and the new center in Dade County shall receive \$150,000. The additional appropriation shall be distributed among the designated regional neonatal intensive care centers and their affiliates, if any, according to the proportion of infants served in such centers of the total number of grant eligible infants receiving services statewide during fiscal year 1977-78.		
<b>Vocational Rehabilitative Services</b>			659A Grants and Aids		
649 Salaries and Benefits	916		Perinatal Program		
From Federal Rehabilitation Trust Fund		9,967,082	From General Revenue Fund		700,000
650 Other Personal Services			660 Operating Capital Outlay		
From Federal Rehabilitation Trust Fund		50,486	From General Revenue Fund		24,484
651 Expenses			660A Lump Sum		
From Federal Rehabilitation Trust Fund		1,545,477	Rheumatic Fever Program		
652 Grants and Aids			From General Revenue Fund		70,000
Community Facilities Grants			661 Special Categories		
From Workshop and Facilities Trust Fund		2,511,585	Purchased Client Services		
653 Operating Capital Outlay			From General Revenue Fund		8,712,823
From Federal Rehabilitation Trust Fund		93,349	From Donations Trust Fund		532,367
654 Special Categories			From U. S. Trust Fund		2,200,000
Extended Employment for the Developmentally Disabled			662 Special Categories		
From General Revenue Fund		500,000	Kidney Disease Program		
655 Special Categories			From General Revenue Fund		312,700
Purchased Client Services			<b>Service Delivery Management and Support Services</b>		
From General Revenue Fund		4,421,342			
From Federal Rehabilitation Trust Fund		14,276,704			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
663 Salaries and Benefits	755		From Grants and Donations Trust Fund		1,300
From General Revenue Fund		5,537,773	From Reimbursement Trust Fund		101,286
From Administrative Trust Fund		5,204,753	676 Special Categories Upgrade Florida Highway Patrol Communications Equipment		
664 Other Personal Services			From Grants and Donations Trust Fund		1,925,000
From General Revenue Fund	975		677 Special Categories Operation of Motor Vehicles		
From Administrative Trust Fund		8,771	From General Revenue Fund		3,104,431
665 Expenses			From Grants and Donations Trust Fund		21,600
From General Revenue Fund		1,022,538	From Reimbursement Trust Fund		461,340
From Administrative Trust Fund		983,342	678 Special Categories Acquisition of Motor Vehicles		
666 Deleted			From General Revenue Fund		1,877,924
<b>HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF</b>			From Reimbursement Trust Fund		431,963
<b>Office of Executive Director and Division of Administrative Services</b>			679 Data Processing Services		
667 Salaries and Benefits	241		From General Revenue Fund		384,489
From General Revenue Fund		2,471,309	From Reimbursement Trust Fund		71,932
668 Other Personal Services			Drivers Licenses, Division of		
From General Revenue Fund		2,134	680 Salaries and Benefits	962	
669 Expenses			From General Revenue Fund		3,267,846
From General Revenue Fund		565,799	From Accident Reports Trust Fund		6,000,000
670 Operating Capital Outlay			Provided, however, no funds may be used to pay a salary to any person receiving pay from the Florida Highway Patrol Retirement System in the Division of Drivers Licenses where such salary would be in excess of that paid for the employment of beginning non-experienced personnel unless such persons or person was employed by the Division of Drivers Licenses on April 1, 1971.		
From General Revenue Fund		104,079	Provided, further, 3 positions and \$22,242 in Item 680 shall be used to administer a non-resident violator license compact.		
670A Special Categories For Transfer to Highway Patrol Insurance Trust Fund			681 Other Personal Services		
From General Revenue Fund		40,000	From General Revenue Fund		243,316
671 Data Processing Services			682 Expenses		
From General Revenue Fund		269,018	From General Revenue Fund		3,553,524
<b>Florida Highway Patrol, Division of</b>			683 Operating Capital Outlay		
672 Salaries and Benefits	1,746		From General Revenue Fund		185,059
From General Revenue Fund		19,983,501	684 Data Processing Services		
From Grants and Donations Trust Fund		164,655	From General Revenue Fund		2,019,246
From Reimbursement Trust Fund		3,022,799			
673 Other Personal Services					
From General Revenue Fund		27,707			
From Reimbursement Trust Fund		2,400			
674 Expenses					
From General Revenue Fund		2,549,959			
From Grants and Donations Trust Fund		42,288			
From Reimbursement Trust Fund		362,103			
675 Operating Capital Outlay					
From General Revenue Fund		583,151			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<b>Motor Vehicles, Division of</b>			701 Expenses		
685 Salaries and Benefits .. 445			From General Revenue Fund .....		109,569
From General Revenue Fund .....		4,125,607	702 Operating Capital Outlay		
686 Other Personal Services			From General Revenue Fund .....		9,544
From General Revenue Fund .....		80,715	703 Data Processing Services		
687 Expenses			From General Revenue Fund .....		76,984
From General Revenue Fund .....		1,426,192			
688 Operating Capital Outlay			<b>Insurance Company Regulation, Division of</b>		
From General Revenue Fund .....		133,209	704 Salaries and Benefits 160		
689 Special Categories			From Insurance Commissioner's Regulatory Trust Fund .....		2,277,079
Purchase of License Plates			705 Other Personal Services		
From General Revenue Fund .....		3,188,000	From Insurance Commissioner's Regulatory Trust Fund .....		31,767
690 Data Processing Services			706 Expenses		
From General Revenue Fund .....		2,481,650	From Insurance Commissioner's Regulatory Trust Fund .....		834,668
<b>Kirkman Data Center</b>			From Agents and Solicitors County License Tax Trust Fund .....		22,200
691 Salaries and Benefits .. 251			707 Operating Capital Outlay		
From Working Capital Trust Fund ..		2,486,680	From Insurance Commissioner's Regulatory Trust Fund .....		17,538
692 Expenses			708 Data Processing Services		
From Working Capital Trust Fund ..		3,268,898	From Insurance Commissioner's Regulatory Trust Fund .....		281,686
693 Operating Capital Outlay					
From Working Capital Trust Fund ..		10,959	<b>Rehabilitation and Liquidation, Division of</b>		
<b>INSURANCE, DEPARTMENT OF, AND TREASURER</b>			709 Salaries and Benefits 43		
<b>Office of the Treasurer and and Division of Administration</b>			From Insurance Commissioner's Regulatory Trust Fund .....		580,531
694 Salaries and Benefits .. 107			710 Other Personal Services		
From General Revenue Fund .....		215,527	From Insurance Commissioner's Regulatory Trust Fund .....		32,587
From Insurance Commissioner's Regulatory Trust Fund .....		1,222,970	711 Expenses		
695 Other Personal Services			From Insurance Commissioner's Regulatory Trust Fund .....		152,109
From Insurance Commissioner's Regulatory Trust Fund .....		2,000	712 Operating Capital Outlay		
696 Expenses			From Insurance Commissioner's Regulatory Trust Fund .....		17,252
From General Revenue Fund .....		49,463	713 Data Processing Services		
From Insurance Commissioner's Regulatory Trust Fund .....		1,243,408	From Insurance Commissioner's Regulatory Trust Fund .....		12,045
697 Operating Capital Outlay			<b>Insurance Consumer Services, Division of</b>		
From General Revenue Fund .....		2,062	714 Salaries and Benefits 163		
From Insurance Commissioner's Regulatory Trust Fund .....		14,091	From Insurance Commissioner's Regulatory Trust Fund .....		1,977,776
698 Data Processing Services					
From Insurance Commissioner's Regulatory Trust Fund .....		86,510			
<b>Treasury, Division of</b>					
699 Salaries and Benefits 39					
From General Revenue Fund .....		424,915			
700 Deleted					



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
715 Other Personal Services From Insurance Com- missioner's Regu- latory Trust Fund		1,397	<b>Fraudulent Claims, Division of</b>		
716 Expenses From Insurance Com- missioner's Regu- latory Trust Fund		519,824	728 Salaries and Benefits From Insurance Commissioner's Regulatory Trust Fund	25	352,007
717 Operating Capital Out- lay From Insurance Com- missioner's Regu- latory Trust Fund		16,996	729 Other Personal Serv- ices From Insurance Commissioner's Regulatory Trust Fund		13,695
718 Data Processing Serv- ices From Insurance Com- missioner's Regu- latory Trust Fund		23,390	730 Expenses From Insurance Commissioner's Regulatory Trust Fund		174,572
<b>State Fire Marshal, Division of</b>			731 Deleted		
719 Salaries and Benefits From General Reve- nue Fund	81	239,043	732 Data Processing Serv- ices From Insurance Commissioner's Regulatory Trust Fund		13,000
From Insurance Com- missioner's Regu- latory Trust Fund		816,579	<b>JUDICIAL BRANCH</b>		
720 Other Personal Services From General Reve- nue Fund		9,029	<b>Supreme Court</b>		
From Insurance Com- missioner's Regu- latory Trust Fund		1,040	733 Salaries and Benefits From General Reve- nue Fund	84	1,351,990
721 Expenses From General Reve- nue Fund		100,259	From Grants and Donations Trust Fund		63,363
From Insurance Com- missioner's Regu- latory Trust Fund		305,861	734 Other Personal Serv- ices From General Reve- nue Fund		13,957
From Fire College Publication Revol- ving Trust Fund		8,000	From Grants and Donations Trust Fund		52,168
722 Operating Capital Outlay From General Reve- nue Fund		12,864	735 Expenses From General Reve- nue Fund		287,810
From Insurance Com- missioner's Regu- latory Trust Fund		34,738	From Grants and Donations Trust Fund		153,678
<b>Risk Management, Division of</b>			Provided, that \$2,400 of the funds appro- priated in Item 735 shall be allocated in monthly installments of \$200 each to the Chief Justice for ex- penses.		
723 Salaries and Benefits From Casualty In- surance Trust Fund	35	427,775	736 Operating Capital Out- lay From General Reve- nue Fund		48,279
From Fire Insur- ance Trust Fund		64,195	From Grants and Donations Trust Fund		1,550
724 Other Personal Serv- ices From Casualty In- surance Trust Fund		12,001	736A Lump Sum MIS Pilot Program From General Reve- nue Fund		25,000
From Fire Insur- ance Trust Fund		551	From Grants and Donations Trust Fund		225,000
725 Expenses From Casualty In- surance Trust Fund		1,685,391	737 Special Categories Non-Lawyer Judges Program From General Reve- nue Fund		40,000
From Fire Insur- ance Trust Fund		567,119	738 Special Categories Compensation to Re- tired Judges From General Reve- nue Fund		100,000
726 Operating Capital Out- lay From Casualty In- surance Trust Fund		2,208	Provided, however, the funds appropri- ated in Item 738 may be utilized to compen-		
From Fire Insur- ance Trust Fund		725			
727 Data Processing Serv- ices From Casualty In- surance Trust Fund		9,150			
From Fire Insur- ance Trust Fund		4,573			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
sate retired Justices of the Supreme Court, Judges of the District Courts of Appeal, Judges of the Circuit and County Courts.			<b>Circuit Courts and Other Re- lated Matters</b>		
739 Data Processing Serv- ices			756 Salaries and Benefits 740		
From General Reve- nue Fund -----		106,000	From General Reve- nue Fund -----		16,411,370
From Grants and Donations Trust Fund -----		55,145	From Grants and Donations Trust Fund -----		337,300
<b>District Courts of Appeal</b>			757 Deleted		
<b>First District Court of Ap- peal</b>			758 Expenses		
740 Salaries and Benefits 33			From General Reve- nue Fund -----		396,881
From General Reve- nue Fund -----		624,337	From Grants and Donations Trust Fund -----		27,700
741 Other Personal Serv- ices			759 Special Categories		
From General Reve- nue Fund -----		2,000	Payment to Jurors and Witnesses		
742 Expenses			From General Reve- nue Fund -----		4,750,000
From General Reve- nue Fund -----		51,417	Provided, that funds from Item 759 shall not be transferred or made available for pur- poses other than the payment of jurors and witnesses.		
743 Operating Capital Out- lay			760 Special Categories		
From General Reve- nue Fund -----		10,818	Meals and Lodging for Jurors		
<b>Second District Court of Appeal</b>			From General Reve- nue Fund -----		100,000
744 Salaries and Benefits 36			761 Special Categories		
From General Reve- nue Fund -----		664,805	Printing Reports		
745 Other Personal Serv- ices			From General Reve- nue Fund -----		102,060
From General Reve- nue Fund -----		3,400	762 Special Categories		
746 Expenses			State Attorneys on Ex- ecutive Assignment		
From General Reve- nue Fund -----		63,557	From General Reve- nue Fund -----		50,000
747 Operating Capital Out- lay			763 Special Categories		
From General Reve- nue Fund -----		15,328	Statewide Grand Jury —Expenses		
<b>Third District Court of Ap- peal</b>			From General Reve- nue Fund -----		100,000
748 Salaries and Benefits 40			764 Special Categories		
From General Reve- nue Fund -----		710,114	Judicial Nominating Commission—Ex- penses		
749 Other Personal Serv- ices			From General Reve- nue Fund -----		15,000
From General Reve- nue Fund -----		22,511	765 Special Categories		
750 Expenses			Compensation and Ex- penses of Court Re- porters		
From General Reve- nue Fund -----		106,019	From General Reve- nue Fund -----		552,500
751 Operating Capital Out- lay			<b>Judicial Administrative Com- mission</b>		
From General Reve- nue Fund -----		26,273	765A Salaries and Benefits 15		
<b>Fourth District Court of Ap- peal</b>			From General Reve- nue Fund -----		212,595
752 Salaries and Benefits 36			765B Other Personal Serv- ices		
From General Reve- nue Fund -----		703,667	From General Reve- nue Fund -----		2,480
753 Other Personal Serv- ices			765C Expenses		
From General Reve- nue Fund -----		500	From General Reve- nue Fund -----		23,499
754 Expenses			765D Operating Capital Out- lay		
From General Reve- nue Fund -----		76,312	From General Reve- nue Fund -----		1,748
755 Operating Capital Out- lay			<b>County Courts</b>		
From General Reve- nue Fund -----		16,782	766 Salaries and Benefits 374		
			From General Reve- nue Fund -----		8,859,017
			767 Deleted		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
768 Expenses			less otherwise provided by law.		
From General Revenue Fund		119,970	Office space and related expenses for custodial services and utilities shall continue to be provided by the counties as prescribed by Section 27.34(2), Florida Statutes, any operating capital outlay items now provided by county to the state attorneys shall continue to be provided. Notwithstanding Section 27.34(2), Florida Statutes, only centralized county services as provided in FY 73-74 to all units of county government for which cost of services are not prorated may be continued.		
769 Special Categories			Appropriation made in Items 770-789, notwithstanding the provisions of Section 216.292, Florida Statutes, may be transferred upon request of the state attorney with approval of the judicial administrative commission, to the state comptroller, to accounts established for each state attorney for disbursement purposes upon release of said appropriations by the Department of Administration.		
Additional Compensation for County Judges					
From General Revenue Fund		75,000			
Provided, that a county court judge assigned to active judicial service in any of the courts created by Article V of the State Constitution, other than to a county court of a county having a population of 40,000, or less shall be paid as additional compensation for such service the difference between his normal salary and the salary then currently paid to a judge of the court to which he is assigned. The amount of such differential shall be computed on the basis of an eight hour day, or major fraction thereof, and certified by the chief judge to the Judicial Administrative Commission on a monthly basis.					
Provided, further, a county judge in a county of a population of 40,000 or less which because of local factors such as tourism, industry, or proximity to a populous area has a case load which equals or exceeds the statewide average for all counties may be paid an additional amount not to exceed the difference between his salary and the salary currently being paid to a judge of a county court of a county having a population in excess of 40,000 when requested by the chief judge of his circuit and approved by the chief justice of the Supreme Court.					
State Attorneys			First Judicial Circuit		
Funds received by state attorneys, as enforcing authority under the provisions of Part II, Chapter 501, Florida Statutes, from voluntary payments from respondents entered pursuant to consent judgments, consent orders and other voluntary contributions or reimbursements shall be deposited in and credited to the general revenue fund of the state treasury un-			770 Lump Sum	64	
			From General Revenue Fund		1,106,436
			From Child Support Trust Fund		68,000
			Second Judicial Circuit		
			771 Lump Sum	47	
			From General Revenue Fund		816,992
			From Child Support Trust Fund		35,520
			Third Judicial Circuit		
			772 Lump Sum	41	
			From General Revenue Fund		574,071
			From Child Support Trust Fund		24,000
			Fourth Judicial Circuit		
			773 Lump Sum	132	
			From General Revenue Fund		2,078,009
			From Child Support Trust Fund		66,592
			Fifth Judicial Circuit		
			774 Lump Sum	56	
			From General Revenue Fund		888,829
			From Child Support Trust Fund		33,466
			Sixth Judicial Circuit		
			775 Lump Sum	159	
			From General Revenue Fund		2,286,044
			From Child Support Trust Fund		44,570
			Seventh Judicial Circuit		
			776 Lump Sum	70	
			From General Revenue Fund		1,108,042

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Child Support Trust Fund _____		37,000	<b>Twentieth Judicial Circuit</b>		
<b>Eighth Judicial Circuit</b>			789 Lump Sum _____	56	
777 Lump Sum _____	51		From General Revenue Fund _____		870,252
From General Revenue Fund _____		848,660	From Child Support Trust Fund _____		27,732
From Child Support Trust Fund _____					
<b>Ninth Judicial Circuit</b>			<b>Public Defenders</b>		
778 Lump Sum _____	97		Office space and related expenses for custodial services and utilities shall continue to be provided by the counties as prescribed by Section 27.54(3), Florida Statutes, any operating Capital Outlay Items now provided by county to the public defenders shall continue to be provided. Notwithstanding Section 27.54(3), Florida Statutes, only centralized county services as provided in FY 73-74 to all units of county government for which cost of services are not prorated may be continued. Funds made available in Items 790-809 include necessary expenses for probation and parole revocation hearings. Appropriations made in Items 790-809, notwithstanding the provisions of Section 216.292, Florida Statutes may be transferred upon request of the public defenders, with approval of the Judicial Administration Commission, to the State Comptroller, to accounts established for each public defender for disbursement purposes upon release of said appropriations by the Department of Administration. Part time assistant public defenders assigned to indigent cases shall not be paid any fees or other compensation outside their salary as employees of the Public Defenders Office.		
From General Revenue Fund _____		1,479,656			
From Child Support Trust Fund _____					
<b>Tenth Judicial Circuit</b>					
779 Lump Sum _____	68				
From General Revenue Fund _____		1,010,849			
From Child Support Trust Fund _____					
<b>Eleventh Judicial Circuit</b>					
780 Lump Sum _____	286				
From General Revenue Fund _____		4,290,169			
From Child Support Trust Fund _____					
<b>Twelfth Judicial Circuit</b>					
781 Lump Sum _____	55				
From General Revenue Fund _____		780,085			
From Child Support Trust Fund _____					
<b>Thirteenth Judicial Circuit</b>					
782 Lump Sum _____	111				
From General Revenue Fund _____		1,853,023			
From Child Support Trust Fund _____					
<b>Fourteenth Judicial Circuit</b>					
783 Lump Sum _____	52				
From General Revenue Fund _____		760,761			
From Child Support Trust Fund _____					
<b>Fifteenth Judicial Circuit</b>					
784 Lump Sum _____	87				
From General Revenue Fund _____		1,357,957			
From Child Support Trust Fund _____					
<b>Sixteenth Judicial Circuit</b>					
785 Lump Sum _____	26				
From General Revenue Fund _____		310,333			
From Child Support Trust Fund _____					
<b>Seventeenth Judicial Circuit</b>					
786 Lump Sum _____	132				
From General Revenue Fund _____		2,297,791			
From Child Support Trust Fund _____					
<b>Eighteenth Judicial Circuit</b>					
787 Lump Sum _____	75				
From General Revenue Fund _____		1,201,342			
From Child Support Trust Fund _____					
<b>Nineteenth Judicial Circuit</b>					
788 Lump Sum _____	36				
From General Revenue Fund _____		687,866			
From Child Support Trust Fund _____					

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From General Revenue Fund .....		978,372	814 Operating Capital Outlay		
<b>Seventh Judicial Circuit</b>			From General Revenue Fund .....		800
796 Lump Sum .....	33		<b>LEGAL AFFAIRS, DEPARTMENT OF, AND ATTORNEY GENERAL</b>		
From General Revenue Fund .....		528,503	Provided, however, that the funds appropriated for operation help stop crime are contingent upon the Director of Operation help stop crime's notifying the Research Services Office of the Board of Regents of any impending project and allowing the various graduate programs in the university system to bid on such projects. Provided, further, that if a bid of a private concern is selected over a bid of a graduate program of the university system, the acceptance of such bid would have to be justified on the basis of a written cost benefit analysis, which will be made a part of the permanent records of the department.		
<b>Eighth Judicial Circuit</b>			815 Salaries and Benefits	193	
797 Lump Sum .....	22		From General Revenue Fund .....		2,761,503
From General Revenue Fund .....		392,610	From Grants and Donations Trust Fund .....		158,289
<b>Ninth Judicial Circuit</b>			816 Other Personal Services		
798 Lump Sum .....	49		From General Revenue Fund .....		19,726
From General Revenue Fund .....		677,622	From Grants and Donations Trust Fund .....		148,003
<b>Tenth Judicial Circuit</b>			817 Expenses		
799 Lump Sum .....	47		From General Revenue Fund .....		435,503
From General Revenue Fund .....		728,121	From Grants and Donations Trust Fund .....		108,181
<b>Eleventh Judicial Circuit</b>			818 Operating Capital Outlay		
800 Lump Sum .....	118		From General Revenue Fund .....		27,664
From General Revenue Fund .....		2,126,948	From Grants and Donations Trust Fund .....		2,336
<b>Twelfth Judicial Circuit</b>			818A Lump Sum		
801 Lump Sum .....	33		Anti-Trust Enforcement Unit		
From General Revenue Fund .....		453,523	From General Revenue Fund .....		113,535
<b>Thirteenth Judicial Circuit</b>			Provided, however, that the funds appropriated in line Item 818A shall revert to General Revenue unallocated in the event that federal funds designated for anti-trust enforcement become available.		
802 Lump Sum .....	51		<b>Legislative Branch</b>		
From General Revenue Fund .....		864,392	<b>House of Representatives</b>		
<b>Fourteenth Judicial Circuit</b>					
803 Lump Sum .....	18				
From General Revenue Fund .....		346,078			
<b>Fifteenth Judicial Circuit</b>					
804 Lump Sum .....	51				
From General Revenue Fund .....		789,951			
<b>Sixteenth Judicial Circuit</b>					
805 Lump Sum .....	22				
From General Revenue Fund .....		228,772			
<b>Seventeenth Judicial Circuit</b>					
806 Lump Sum .....	68				
From General Revenue Fund .....		969,210			
<b>Eighteenth Judicial Circuit</b>					
807 Lump Sum .....	30				
From General Revenue Fund .....		531,420			
<b>Nineteenth Judicial Circuit</b>					
808 Lump Sum .....	18				
From General Revenue Fund .....		320,455			
<b>Twentieth Judicial Circuit</b>					
809 Lump Sum .....	30				
From General Revenue Fund .....		442,244			
<b>Judicial Qualifications Commission</b>					
810 Lump Sum .....	2				
From General Revenue Fund .....		98,940			
<b>Judicial Council</b>					
811 Salaries and Benefits	2				
From General Revenue Fund .....		35,686			
812 Deleted					
813 Expenses					
From General Revenue Fund .....		3,601			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
819 Lump Sum From General Revenue Fund .....		10,303,248	835 Operating Capital Outlay From Camp Blanding Management Trust Fund .....		63,331
<b>Senate</b>			<b>NATURAL RESOURCES</b>		
820 Lump Sum From General Revenue Fund .....		6,829,021	Office of Executive Director and Division of Administrative Services		
<b>Joint Management</b>			836 Salaries and Benefits 116		
821 Lump Sum From General Revenue Fund .....		3,971,687	From General Revenue Fund .....		1,156,522
<b>Statutory Committees</b>			From Motorboat Revolving Trust Fund .....		222,265
822 Lump Sum From General Revenue Fund .....		10,750	From State Park Trust Fund .....		32,598
<b>Auditing Committee</b>			837 Other Personal Services		
823 Lump Sum From General Revenue Fund .....		45,560	From General Revenue Fund .....		78,692
<b>Administrative Procedures Committee</b>			From Motorboat Revolving Trust Fund .....		4,535
824 Lump Sum From General Revenue Fund .....		334,183	From State Park Trust Fund .....		5,958
<b>Auditor General</b>			838 Expenses		
825 Lump Sum From General Revenue Fund .....		9,507,709	From General Revenue Fund .....		328,326
From Federal Reimbursement Trust Fund .....		816,020	From Motorboat Revolving Trust Fund .....		337,781
<b>Office of Public Counsel</b>			From State Park Trust Fund .....		21,508
826 Lump Sum From General Revenue Fund .....		314,870	839 Grants and Aids Suwannee River Authority		
<b>Military Affairs, Department of General Activities</b>			From General Revenue Fund .....		21,250
827 Salaries and Benefits 77			840 Grants and Aids Boating Related Activities		
From General Revenue Fund .....		944,563	From Motorboat Revolving Trust Fund .....		1,879,047
From Armory Board Trust Fund .....		13,549	841 Operating Capital Outlay		
828 Other Personal Services			From General Revenue Fund .....		17,600
From General Revenue Fund .....		9,661	From Motorboat Revolving Trust Fund .....		2,242
829 Expenses			From State Park Trust Fund .....		300
From General Revenue Fund .....		797,769	842 Special Categories Gulf States Marine Fisheries		
From Armory Board Trust Fund .....		8,232	From General Revenue Fund .....		15,000
830 Operating Capital Outlay			842A Special Categories Recreational Channel Dredging		
From General Revenue Fund .....		50,956	From General Revenue Fund .....		25,000
831 Data Processing Services			843 Data Processing Services		
From General Revenue Fund .....		27,945	From General Revenue Fund .....		127,570
<b>Camp Blanding Management</b>			From Motorboat Revolving Trust Fund .....		170,782
832 Salaries and Benefits 58			<b>Marine Resources, Division of</b>		
From Camp Blanding Management Trust Fund .....		585,353	844 Salaries and Benefits 145		
833 Other Personal Services			From General Revenue Fund .....		1,727,279
From Camp Blanding Management Trust Fund .....		21,000	From Salt Water Products Promotion Trust Fund .....		25,100
834 Expenses			From Marine Biological Research Trust Fund .....		33,259
From Camp Blanding Management Trust Fund .....		186,913			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
845 Other Personal Services			From Aquatic Plant Control Trust Fund		521,824
From General Revenue Fund		323,102	852 Expenses		
From Marine Biological Research Trust Fund		7,650	From General Revenue Fund		548,326
846 Expenses			From Land Reclamation Administration Trust Fund		26,404
From General Revenue Fund		583,557	From Coastal Coordinating Council Trust Fund		72,525
From Salt-Water Products Promotion Trust Fund		137,033	From Aquatic Plant Control Trust Fund		248,297
From Marine Biological Research Trust Fund		65,266	853 Grants and Aids		
847 Grants and Aids			Aquatic Plant Control Matching Grants		
Beach Restoration and Erosion Control			From Aquatic Plant Control Trust Fund		2,500,000
From General Revenue Fund		5,602,575	854 Grants and Aids		
Provided, that general revenue funds appropriated in Item 847 shall be transferred to the erosion control trust fund for disbursement as grants and aids for beach restoration and erosion control projects on a 75% state—25% local matching basis.			Coastal Planning Grants		
Provided, further, funds appropriated in Item 847 shall be used for beach restoration and erosion control in order of priority as established by the Department of Natural Resources.			From Coastal Coordinating Council Trust Fund		670,000
848 Operating Capital Outlay			855 Operating Capital Outlay		
From General Revenue Fund		62,947	From General Revenue Fund		48,858
From Salt-Water Products Promotion Trust Fund		3,990	From Land Reclamation Administration Trust Fund		188
From Marine Biological Research Trust Fund		19,575	From Coastal Coordinating Council Trust Fund		1,925
From Beaches and Shores Operating Trust Fund		5,000	From Aquatic Plant Control Trust Fund		4,943
849 Data Processing Services			856 Special Categories		
From General Revenue Fund		7,769	National Ocean Survey		
Resource Management, Division of			From General Revenue Fund		172,750
850 Salaries and Benefits	137		857 Special Categories		
From General Revenue Fund		1,514,973	Topographic Mapping		
From Land Reclamation Administration Trust Fund		56,011	From General Revenue Fund		195,000
From Coastal Coordinating Council Trust Fund		110,000	858 Data Processing Services		
From Aquatic Plant Control Trust Fund		216,493	From General Revenue Fund		57,800
851 Other Personal Services			Recreation and Parks, Division of		
From General Revenue Fund		149,002	859 Salaries and Benefits	653	
From Coastal Coordinating Council Trust Fund		550,396	From State Park Trust Fund		6,712,214
			860 Other Personal Services		
			From State Park Trust Fund		651,781
			861 Expenses		
			From State Park Trust Fund		2,602,308
			862 Grants and Aids		
			Federal Land and Water Conservation Fund Grants		
			From Land Acquisition Trust Fund		5,000,000
			863 Grants and Aids		
			Florida Recreation Development Assistance Grants		
			From Land Acquisition Trust Fund		838,179
			864 Operating Capital Outlay		
			From State Park Trust Fund		594,467
			865 Debt Service		
			From General Revenue Fund		9,766,672
			From Land Acquisition Trust Fund		4,829,328

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
			873 Special Categories Payments for Restora- tion and Damage From Coastal Pro- tection Trust Fund		50,000
866 Data Processing Serv- ices		317,913	<b>OFFENDER REHABILITA- TION, DEPARTMENT OF</b>		
From State Park Trust Fund		27,707	Provided, that the produc- tivity adjustments contem- plated in Items 874, 881, 886, 892, 898, and 901 shall be taken within the budget entities prescribed, how- ever, the Department may use discretion in apply- ing these reductions be- tween the program com- ponents except that these adjustments shall be other than correctional security positions.		
Provided, however, the appropriations includ- ed in Items 859 thru 866 contemplate the division developing and implementing a plan to increase fees up to \$1,000,000 for park operations.			Provided, further, that in order to ensure appropri- ate placement efforts and opportunities, any employee of the Department of Of- fender Rehabilitation whose position is abolished as a result of productivity ad- justments shall be retained at the same level of com- pensation for 90 days after notification of such abolish- ment or until such employee secures other placement or employment, whichever should first occur. Em- ployees whose positions are abolished or trans- ferred to another location shall, when otherwise qualified, be given priority consideration for any new position created under Chapter 75-49, Laws of Florida, or for any other positions vacant in State Government.		
<b>Law Enforcement, Division of</b>			<b>Office of the Secretary and Office of Management and Budget</b>		
867 Salaries and Benefits	269		874 Salaries and Benefits	106	
From General Reve- nue Fund		2,242,863	From General Reve- nue Fund		1,453,667
From Motorboat Re- volving Trust Fund		1,091,778	From Grants and Donations Trust Fund		20,376
From Salt-Water Products Promo- tion Trust Fund		140,128	From Correctional Work Programs Trust Fund		28,685
From Coastal Pro- tection Trust Fund		237,775	875 Other Personal Serv- ices		
868 Other Personal Serv- ices			From General Reve- nue Fund		15,118
From General Reve- nue Fund		18,280	876 Expenses		
From Coastal Pro- tection Trust Fund		30,283	From General Reve- nue Fund		522,425
869 Expenses			From Grants and Donations Trust Fund		5,903
From General Reve- nue Fund		420,791	From Correctional Work Programs Trust Fund		12,929
From Motorboat Re- volving Trust Fund		142,681	877 Operating Capital Out- lay		
From Salt-Water Products Promo- tion Trust Fund		10,000	From General Reve- nue Fund		9,641
From Coastal Pro- tection Trust Fund		71,213	877A Lump Sum		
870 Operating Capital Out- lay			General Liability and Fire Insurance Prem- ium Adjustment		
From General Reve- nue Fund		31,913			
From Motorboat Re- volving Trust Fund		948			
From Coastal Pro- tection Trust Fund		636			
871 Special Categories Operation and Main- tenance of Patrol Ve- hicles					
From General Reve- nue Fund		445,735			
From Motorboat Re- volving Trust Fund		337,440			
From Salt-Water Products Promo- tion Trust Fund		15,000			
From Coastal Pro- tection Trust Fund		45,651			
872 Special Categories Acquisition and Re- placement of Patrol Vehicles					
From General Reve- nue Fund		695,918			
From Motorboat Re- volving Trust Fund		163,760			
From Coastal Pro- tection Trust Fund		12,886			



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
878 From General Revenue Fund		225,215	889 From Correctional Work Programs Trust Fund		32,777
Special Categories Return of Parole Violators			Operating Capital Outlay		
879 From General Revenue Fund		62,177	From General Revenue Fund		9,487
Financial Assistance Payments			From Grants and Donations Trust Fund		480
Discharge and Travel Pay			890 Special Categories Interstate Compact Services		
880 From General Revenue Fund		365,318	From General Revenue Fund		20,000
Data Processing Services			891 Special Categories State Institutional Claims		
From General Revenue Fund		725,101	From General Revenue Fund		5,000
From Correctional Work Programs Trust Fund		17,664			
Office of the Assistant Secretary for Programs			Major Institutions		
881 Salaries and Benefits	79		Appropriations made in Items 892-896, notwithstanding the provisions of Section 216.292, Florida Statutes, may be transferred upon request of the department to the State Comptroller, to accounts established for each institution for disbursement purposes, and upon release of said appropriation by the Department of Administration. Provided, however, such transfers may only be made to accounts similar in purpose to the category of appropriation from which transferred.		
From General Revenue Fund		806,496	892 Salaries and Benefits	6,139	
From Grants and Donations Trust Fund		419,831	From General Revenue Fund		59,914,144
From Correctional Work Programs Trust Fund		40,905	From Grants and Donations Trust Fund		1,216,168
882 Other Personal Services			From Road Prisons Trust Fund		376,501
From General Revenue Fund		2,500	From Correctional Work Programs Trust Fund		2,457,772
883 Expenses			893 Other Personal Services		
From General Revenue Fund		332,196	From General Revenue Fund		209,049
From Grants and Donations Trust Fund		65,446	From Correctional Work Programs Trust Fund		69,000
From Correctional Work Programs Trust Fund		17,245	894 Expenses		
884 Operating Capital Outlay			From General Revenue Fund		17,741,672
From General Revenue Fund		23,091	From Grants and Donations Trust Fund		23,796
From Correctional Work Programs Trust Fund		1,596	From Correctional Work Programs Trust Fund		10,811,317
885 Special Categories Tuition Payments			895 Operating Capital Outlay		
From General Revenue Fund		100,000	From General Revenue Fund		1,102,737
Office of the Assistant Secretary for Operations			From Grants and Donations Trust Fund		104,292
Office of Assistant Secretary and Regional Administration			From Correctional Work Programs Trust Fund		804,974
886 Salaries and Benefits	108		896 Food Products		
From General Revenue Fund		1,224,797	From General Revenue Fund		9,322,365
From Grants and Donations Trust Fund		311,798			
From Correctional Work Programs Trust Fund		76,227			
887 Other Personal Services					
From General Revenue Fund		5,000			
888 Expenses					
From General Revenue Fund		529,054			
From Grants and Donations Trust Fund		81,474			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
897 Lump Sum Expansion of Medical and Dental Services From General Revenue Fund -----	20	250,000	<b>PAROLE AND PROBATION COMMIS- SION, FLORIDA</b>		
<b>Community Services</b>			911 Salaries and Benefits From General Revenue Fund -----	146	1,884,708
898 Salaries and Benefits From General Revenue Fund -----	1,062	10,966,503	912 Other Personal Services From General Revenue Fund -----		12,050
From Grants and Donations Trust Fund -----		559,818	913 Expenses From General Revenue Fund -----		423,173
899 Expenses From General Revenue Fund -----		2,273,441	914 Operating Capital Outlay From General Revenue Fund -----		8,985
From Grants and Donations Trust Fund -----		97,625	914A Lump Sum General Liability and Fire Insurance Premium Adjustment From General Revenue Fund -----		32,184
900 Operating Capital Outlay From General Revenue Fund -----		60,241	914B Special Categories Clemency Hearings From General Revenue Fund -----		20,000
From Grants and Donations Trust Fund -----		9,974	915 Data Processing Services From General Revenue Fund -----		11,617
<b>Community Facilities and Road Prisons</b>			It is the intent of the Legislature that there shall be only one offender records system maintained by the Department of Offender Rehabilitation for the joint use of the Department of Offender Rehabilitation and the Parole and Probation Commission. Provided, that the Parole and Probation Commission shall have up to six (6) months to colocate with the Department of Offender Rehabilitation. It is the intent of the Legislature that the rental of building funds are provided accordingly. The Parole and Probation Commission shall phase-out eleven (11) of its authorized records positions prior to December 31, 1977. Provided, that the Parole and Probation Commission shall have a confidential section within the master file maintained by the Department of Offender Rehabilitation which will only be available to the employees of the Parole and Probation Commission and the Secretary of the Department of Offender Rehabilitation and his selected designees as mutually agreed upon by the department and the commission. The Department of Health and Rehabilitative Services shall		
901 Salaries and Benefits From General Revenue Fund -----	777	5,109,174			
From Grants and Donations Trust Fund -----		643,656			
From Road Prisons Trust Fund -----		1,922,719			
From Correctional Work Programs Trust Fund -----		11,859			
902 Other Personal Services From General Revenue Fund -----		71,168			
From Road Prisons Trust Fund -----		94,199			
903 Expenses From General Revenue Fund -----		1,880,606			
From Grants and Donations Trust Fund -----		122,141			
From Road Prisons Trust Fund -----		657,218			
From Correctional Work Programs Trust Fund -----		141,400			
904 Operating Capital Outlay From General Revenue Fund -----		142,014			
From Grants and Donations Trust Fund -----		1,399			
From Road Prisons Trust Fund -----		56,303			
905 Food Products From General Revenue Fund -----		1,519,792			
From Grants and Donations Trust Fund -----		58,582			
From Road Prisons Fund -----		483,749			
<b>Correctional Work Programs</b>					
906 Deleted					
907 Deleted					
908 Deleted					
909 Deleted					
910 Deleted					

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
sub-lease to the Parole and Probation Commission sufficient office space contiguous to the Department of Offender Rehabilitation, as determined by the Department of Administration up to that which is authorized by the Department of General Services standards for calculations of office space for state employees. The Department of General Services shall insure that the existing Parole and Probation Commission leases are honored through their contract period via the assignment to that space of other state agencies whose current leases are expiring.			927 Data Processing Services From Operating Trust Fund -----		10,000
<b>PROFESSIONAL AND OCCUPATIONAL REGULATION, DEPARTMENT OF Office of the Secretary and Division of General Services</b>			Architecture, Board of		
916 Salaries and Benefits	48	347,580	928 Salaries and Benefits From Operating Trust Fund -----	5	63,914
From General Revenue Fund -----			929 Other Personal Services From Operating Trust Fund -----		54,520
From Administrative Trust Fund -----		185,598	930 Expenses From Operating Trust Fund -----		97,989
917 Other Personal Services From General Revenue Fund -----		24,719	<b>Chiropractic Examiners, Board of</b>		
From Administrative Trust Fund -----		53,214	931 Other Personal Services From Operating Trust Fund -----		9,170
918 Expenses From General Revenue Fund -----		251,052	932 Expenses From Operating Trust Fund -----		22,107
From Administrative Trust Fund -----		94,412	933 Special Categories DPOR Contractual Services From Administrative Trust Fund -----		47,051
919 Operating Capital Outlay From General Revenue Fund -----		4,262	934 Financial Assistance Payments Student Financial Assistance From Operating Trust Fund -----		4,000
From Administrative Trust Fund -----			<b>Dentistry, Board of</b>		
920 Data Processing Services From General Revenue Fund -----		119,453	935 Salaries and Benefits From Operating Trust Fund -----	5	59,637
<b>Professions, Division of Accountancy, Board of</b>			936 Other Personal Services From Operating Trust Fund -----		102,402
921 Salaries and Benefits	11	120,206	937 Expenses From Operating Trust Fund -----		190,688
From Operating Trust Fund -----			938 Operating Capital Outlay From Operating Trust Fund -----		1,494
922 Other Personal Services From Operating Trust Fund -----		251,060	<b>Professional Engineers and Land Surveyors, Board of</b>		
923 Expenses From Operating Trust Fund -----		221,784	939 Salaries and Benefits From Operating Trust Fund -----	10	115,528
924 Operating Capital Outlay From Operating Trust Fund -----		2,863	940 Other Personal Services From Operating Trust Fund -----		59,246
925 Special Categories DPOR Contractual Services From Operating Trust Fund -----		3,600	941 Expenses From Operating Trust Fund -----		121,076
926 Deleted			942 Operating Capital Outlay From Operating Trust Fund -----		2,182
			943 Special Categories DPOR Contractual Services From Operating Trust Fund -----		6,480
			944 Data Processing Services From Operating Trust Fund -----		180
			<b>Foresters, Board of Registration for</b>		
			945 Other Personal Services		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
946 From Operating Trust Fund ----- Expenses		200	964 Expenses From Operating Trust Fund -----		381,632
947 From Operating Trust Fund ----- Special Categories DPOR Contractual Services		3,351	965 Special Categories DPOR Contractual Services From Operating Trust Fund -----		22,064
948 From Operating Trust Fund ----- Funeral Directors and Embalmers, Board of		3,530	966 Data Processing Services From Operating Trust Fund -----		25,586
949 Salaries and Benefits From Operating Trust Fund -----	6	60,857	Optometry, Board of		
950 Other Personal Services From Operating Trust Fund -----		31,170	967 Salaries and Benefits From Operating Trust Fund -----	1	10,670
951 Expenses From Operating Trust Fund -----		69,136	968 Other Personal Services From Operating Trust Fund -----		48,400
952 Operating Capital Outlay From Operating Trust Fund -----		607	969 Expenses From Operating Trust Fund -----		32,751
953 Special Categories DPOR Contractual Services From Operating Trust Fund -----		8,440	970 Financial Assistance Payments Student Financial Assistance From General Revenue Fund -----		4,000
Landscape Architects, Board of			Osteopathic Medical Examiners, Board of		
954 Other Personal Services From Operating Trust Fund -----		8,980	971 Salaries and Benefits From Operating Trust Fund -----	2	17,036
955 Expenses From Operating Trust Fund -----		8,680	972 Other Personal Services From Operating Trust Fund -----		22,460
956 Special Categories DPOR Contractual Services From Operating Trust Fund -----		7,371	973 Expenses From Operating Trust Fund -----		43,200
Medical Examiners, Board of			974 Operating Capital Outlay From Operating Trust Fund -----		239
957 Salaries and Benefits From Operating Trust Fund -----	21	272,438	975 Special Categories DPOR Contractual Services From Operating Trust Fund -----		11,070
958 Other Personal Services From Operating Trust Fund -----		103,581	Pharmacy, Board of		
959 Expenses From Operating Trust Fund -----		198,358	976 Salaries and Benefits From Operating Trust Fund -----	13	217,838
960 Operating Capital Outlay From Operating Trust Fund -----		16,731	977 Other Personal Services From Operating Trust Fund -----		42,565
961 Special Categories DPOR Contractual Services From Operating Trust Fund -----		3,291	978 Expenses From Operating Trust Fund -----		117,175
962 Data Processing Services From Operating Trust Fund -----		3,996	979 Operating Capital Outlay From Operating Trust Fund -----		4,576
Nursing, Board of			Podiatry Examiners, Board of		
963 Salaries and Benefits From Operating Trust Fund -----	39	440,428	980 Other Personal Services From Operating Trust Fund -----		13,500
964 Other Personal Services From Operating Trust Fund -----		191,279	981 Expenses From Operating Trust Fund -----		18,480
			982 Special Categories DPOR Contractual Services From Operating Trust Fund -----		19,197

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<b>Psychology, Board of Examiners of</b>			1000 Other Personal Services		
983 Other Personal Services			From Operating		
From Operating			Trust Fund		262,418
Trust Fund		4,600	1001 Expenses		
984 Expenses			From Operating		
From Operating			Trust Fund		458,394
Trust Fund		11,257	1002 Operating Capital Outlay		
985 Special Categories			From Operating		
DPOR Contractual			Trust Fund		24,774
Services			1003 Special Categories		
From Operating			DPOR Contractual		
Trust Fund		12,946	Services		
<b>Veterinary Medicine, Board of</b>			From Operating		
986 Other Personal Services			Trust Fund		2,709
From Operating			1004 Data Processing Services		
Trust Fund		10,990	From Operating		
987 Expenses			Trust Fund		32,673
From Operating			<b>Cosmetology, Board of</b>		
Trust Fund		16,843	1005 Salaries and Benefits	28	
988 Special Categories			From Operating		
DPOR Contractual			Trust Fund		269,171
Services			1006 Other Personal Services		
From Operating			From Operating		
Trust Fund		26,401	Trust Fund		62,220
<b>Nursing Home Administrators, Board of Examiners of</b>			1007 Expenses		
989 Other Personal Services			From Operating		
From Operating			Trust Fund		313,989
Trust Fund		5,500	1008 Operating Capital Outlay		
990 Expenses			From Operating		
From Operating			Trust Fund		3,236
Trust Fund		23,470	1009 Special Categories		
991 Special Categories			DPOR Contractual		
DPOR Contractual			Services		
Services			From Operating		
From Operating			Trust Fund		7,290
Trust Fund		32,738	1010 Financial Assistance		
<b>Pilot Commissioners, Board of</b>			Payments		
992 Other Personal Services			Student Financial Assistance		
From Operating			From Operating		
Trust Fund		24,200	Trust Fund		1,000
993 Expenses			1011 Data Processing Services		
From Operating			From Operating		
Trust Fund		14,313	Trust Fund		7,920
994 Special Categories			<b>Electrical Contractors' Licensing Board</b>		
DPOR Contractual			1012 Other Personal Services		
Services			From Operating		
From Operating			Trust Fund		2,450
Trust Fund		19,487	1013 Expenses		
<b>Occupations, Division of Barbers' Sanitary Commission</b>			From Operating		
995 Salaries and Benefits	10		Trust Fund		24,234
From Operating			1014 Special Categories		
Trust Fund		94,629	DPOR Contractual		
996 Other Personal Services			Services		
From Operating			From Operating		
Trust Fund		9,900	Trust Fund		24,445
997 Expenses			<b>Massage, Board of</b>		
From Operating			1015 Other Personal Services		
Trust Fund		69,980	From Operating		
998 Special Categories			Trust Fund		1,291
DPOR Contractual			1016 Expenses		
Services			From Operating		
From Operating			Trust Fund		6,100
Trust Fund		1,500	1017 Special Categories		
<b>Construction Industry Licensing Board</b>			DPOR Contractual		
999 Salaries and Benefits	37		Services		
From Operating			From Operating		
Trust Fund		426,678	Trust Fund		15,558
			<b>Naturopathic Examiners, Board of</b>		
			1018 Other Personal Services		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Operating Trust Fund -----			1037 Other Personal Services		
1019 Expenses		60	From Regulatory Trust Fund -----		135,309
From Operating Trust Fund -----			1038 Expenses		
1020 Special Categories		571	From Regulatory Trust Fund -----		1,453,408
DPOR Contractual Services			1039 Operating Capital Outlay		
From Operating Trust Fund -----		497	From Regulatory Trust Fund -----		332,546
Opticians, Board of Dispensing			1040 Data Processing Services		
1021 Other Personal Services			From Regulatory Trust Fund -----		161,581
From Operating Trust Fund -----		10,030	Provided, however, 4 positions and \$78,451 appropriated in Items 1036-1040 is contingent upon the application of standards of the National Safe Drinking Water Act including all public water systems.		
1022 Expenses		16,552			
From Operating Trust Fund -----					
1023 Special Categories		24,602			
DPOR Contractual Services					
From Operating Trust Fund -----					
Real Estate Commission					
1024 Salaries and Benefits	151	1,583,412	REVENUE, DEPARTMENT OF		
From Operating Trust Fund -----			Office of the Executive Director and Division of Administration		
1025 Other Personal Services		160,391	1041 Salaries and Benefits	121	
From Operating Trust Fund -----			From General Revenue Fund -----		1,067,789
1026 Expenses		953,136	From Administrative Trust Fund -----		328,758
From Operating Trust Fund -----			1042 Other Personal Services		
1027 Operating Capital Outlay		10,244	From Administrative Trust Fund -----		4,800
From Operating Trust Fund -----			1043 Expenses		
1028 Special Categories		19,000	From Administrative Trust Fund -----		217,831
Continuing Education			1044 Grants and Aids		
From Operating Trust Fund -----			For Transfer to Local Government Additional Homestead Exemption		
1029 Data Processing Services		45,760	Trust Fund		
From Operating Trust Fund -----			From General Revenue Fund -----		24,487,750
Sanitarians' Registration Board			1045 Operating Capital Outlay		
1030 Other Personal Services		2,375	From Administrative Trust Fund -----		10,837
From Operating Trust Fund -----			1046 Data Processing Services		
1031 Expenses		2,467	From General Revenue Fund -----		95,507
From Operating Trust Fund -----			From Administrative Trust Fund -----		29,337
1032 Special Categories		4,186			
DPOR Contractual Services					
From Operating Trust Fund -----					
Watchmakers' Commission					
1033 Other Personal Services		800	Ad Valorem Tax, Division of		
From Operating Trust Fund -----			1047 Salaries and Benefits	90	
1034 Expenses		8,260	From Intangible Tax Trust Fund -----		1,434,761
From Operating Trust Fund -----			1048 Other Personal Services		
1035 Special Categories		19,856	From Intangible Tax Trust Fund -----		52,495
DPOR Contractual Services			1049 Expenses		
From Operating Trust Fund -----			From Intangible Tax Trust Fund -----		336,996
Public Service Commission			1050 Operating Capital Outlay		
1036 Salaries and Benefits	374	5,513,784	From Intangible Tax Trust Fund -----		2,040
From Regulatory Trust Fund -----			1051 Data Processing Services		
			From Intangible Tax Trust Fund -----		147,494

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
<b>CORPORATE, ESTATE, AND INTANGIBLE TAX, DIVISION OF</b>					
1052 Salaries and Benefits	268		1069 Data Processing Serv- ices		
From General Reve- nue Fund		1,140,570	From General Reve- nue Fund		275
From Intangible Tax Trust Fund		1,657,740	From Administrative Trust Fund		40,149
1053 Other Personal Serv- ices			<b>STATE, DEPARTMENT OF, AND SECRETARY OF STATE</b>		
From General Reve- nue Fund		44,141	<b>Office of the Secretary and Division of Administrative Services</b>		
From Intangible Tax Trust Fund		47,659	1070 Salaries and Benefits	88	
1054 Expenses			From General Reve- nue Fund		1,023,130
From General Reve- nue Fund		327,469	1071 Expenses		
From Intangible Tax Trust Fund		620,047	From General Reve- nue Fund		303,744
1055 Grants and Aids			From Flag Trust Fund		5,000
County Tax Forms			1072 Operating Capital Out- lay		
From Intangible Tax Trust Fund		402,000	From General Reve- nue Fund		15,275
1056 Operating Capital Out- lay			1073 Data Processing Serv- ices		
From Intangible Tax Trust Fund		650	From General Reve- nue Fund		10,827
1057 Deleted			<b>Elections, Division of</b>		
1058 Data Processing Serv- ices			1074 Salaries and Benefits	43	
From General Reve- nue Fund		36,028	From General Reve- nue Fund		384,353
From Intangible Tax Trust Fund		370,613	From Publications Revolving Trust Fund		44,117
<b>Sales and Use Tax, Division of</b>			1075 Other Personal Serv- ices		
1059 Salaries and Benefits	458		From General Reve- nue Fund		10,530
From General Reve- nue Fund		5,292,041	From Publications Revolving Trust Fund		4,515
1060 Other Personal Serv- ices			1076 Expenses		
From General Reve- nue Fund		28,089	From General Reve- nue Fund		82,007
1061 Expenses			From Operating Trust Fund		25,000
From General Reve- nue Fund		1,444,261	From Publications Revolving Trust Fund		172,203
1062 Operating Capital Out- lay			1077 Grants and Aids		
From General Reve- nue Fund		36,497	Special Elections		
1063 Special Categories			From General Reve- nue Fund		115,000
National Association of Tax Administrators			1078 Operating Capital Out- lay		
From General Reve- nue Fund		7,750	From General Reve- nue Fund		5,132
1064 Data Processing Serv- ices			From Publications Revolving Trust Fund		1,450
From General Reve- nue Fund		484,903	1079 Special Categories		
<b>Miscellaneous Tax, Division of</b>			Election Investigations and Hearings		
1065 Salaries and Benefits	74		From General Reve- nue Fund		35,000
From General Reve- nue Fund		468,527	1079A Data Processing Serv- ices		
From Administrative Trust Fund		399,312	From General Reve- nue Fund		30,000
1066 Other Personal Serv- ices			<b>Archives, History, and Rec- ords Management, Division of</b>		
From General Reve- nue Fund		10,796	1080 Salaries and Benefits	86	
From Administrative Trust Fund		5,733	From General Reve- nue Fund		902,043
1067 Expenses			From Operating Trust Fund		131,573
From General Reve- nue Fund		90,074	From Microfilm Revolving Trust Fund		47,874
From Administrative Trust Fund		107,169			
1068 Operating Capital Out- lay					
From General Reve- nue Fund		5,265			
From Administrative Trust Fund		2,697			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
1081 Other Personal Services			From General Revenue Fund		600,000
From General Revenue Fund		23,670	1094 Operating Capital Outlay		
From Operating Trust Fund		12,800	From General Revenue Fund		42,234
From Microfilm Revolving Trust Fund		103,000	From Library Services Trust Fund		271,131
1082 Expenses			Licensing, Division of		
From General Revenue Fund		199,221	1095 Salaries and Benefits	37	
From Operating Trust Fund		49,851	From General Revenue Fund		410,375
From Microfilm Revolving Trust Fund		210,456	1096 Other Personal Services		
1083 Operating Capital Outlay			From General Revenue Fund		4,274
From General Revenue Fund		5,361	1097 Expenses		
From Operating Trust Fund		14,108	From General Revenue Fund		113,058
From Microfilm Revolving Trust Fund		852	Private Investigative Agency Law Trust Fund		40,000
1084 Data Processing Services			1098 Operating Capital Outlay		
From General Revenue Fund		21,480	From General Revenue Fund		5,347
Corporations, Division of			Cultural Affairs, Division of		
1085 Salaries and Benefits	96		Office of the Division		
From General Revenue Fund		784,934	Director		
1086 Other Personal Services			1099 Salaries and Benefits	9	
From General Revenue Fund		35,000	From General Revenue Fund		86,676
1087 Expenses			From Fine Arts Council Trust Fund		32,785
From General Revenue Fund		198,022	1100 Expenses		
1088 Operating Capital Outlay			From General Revenue Fund		29,219
From General Revenue Fund		3,397	From Fine Arts Council Trust Fund		2,000
1089 Data Processing Services			1101 Grants and Aids		
From General Revenue Fund		371,898	Art Grants		
Library Services, Division of			From General Revenue Fund		400,000
1090 Salaries and Benefits	58		From Fine Arts Council Trust Fund		600,000
From General Revenue Fund		621,655	Provided, however, \$25,000 in Item 1101 shall be used for the Art-In-The-Capitol Project.		
From Library Services Trust Fund		33,909	Providing, further, that money appropriated in Item 1101 shall expressly include a \$15,000 grant to fund the annual Cross and Sword presentation.		
1091 Other Personal Services			1102 Operating Capital Outlay		
From General Revenue Fund		13,002	From General Revenue Fund		559
1092 Expenses			Historic Pensacola Preservation Board		
From General Revenue Fund		95,134	1103 Salaries and Benefits	15	
From Library Services Trust Fund		60,900	From Operating Trust Fund		194,385
1093 Grants and Aids			1104 Other Personal Services		
Library Grants			From Operating Trust Fund		20,787
From General Revenue Fund		2,301,692	1105 Expenses		
From Library Services Trust Fund		1,547,255	From Operating Trust Fund		77,865
Notwithstanding the provisions of Section 257.22, Florida Statutes, the funds appropriated in Item 1093 from the General Revenue Fund shall be released quarterly pursuant to Section 216.192, Florida Statutes.			1106 Operating Capital Outlay		
1093A Grants and Aids			From Operating Trust Fund		12,753
Construction Grants					



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
1107 Special Categories Transfer to Operating Trust Fund From General Revenue Fund		157,691	Historic Tallahassee Preservation Board		
Historic St. Augustine Preservation Board			1124 Salaries and Benefits	4	
1108 Salaries and Benefits	33		From Operating Trust Fund		54,369
From Operating Trust Fund		356,256	1125 Other Personal Services		
1109 Other Personal Services			From Operating Trust Fund		6,175
From Operating Trust Fund		48,417	1126 Expenses		
1110 Expenses			From Operating Trust Fund		22,352
From Operating Trust Fund		152,687	1127 Operating Capital Outlay		
1111 Operating Capital Outlay			From Operating Trust Fund		112
From Operating Trust Fund		2,100	1128 Special Categories Transfer to Operating Trust Fund		
1112 Special Categories Transfer to Operating Trust Fund			From General Revenue Fund		62,529
From General Revenue Fund		214,152	Historic Key West Preservation Board		
1113 Debt Service			1129 Salaries and Benefits	3	
From Operating Trust Fund		11,400	From Operating Trust Fund		34,303
Ringling Museum of Art, Board of Trustees of the John and Mable			1130 Other Personal Services		
1114 Salaries and Benefits	88		From Operating Trust Fund		21,435
From General Revenue Fund		336,274	1131 Expenses		
From Incidental Trust Fund		577,493	From Operating Trust Fund		20,594
1115 Other Personal Services			1132 Operating Capital Outlay		
From Incidental Trust Fund		89,327	From Operating Trust Fund		830
1116 Expenses			1133 Special Categories Transfer to Operating Trust Fund		
From General Revenue Fund		16,800	From General Revenue Fund		38,577
From Incidental Trust Fund		471,938	Historic Tampa/Hillsborough County Preservation Board		
1117 Operating Capital Outlay			1134 Salaries and Benefits	4	
From Incidental Trust Fund		146,745	From Operating Trust Fund		49,108
From Investment Trust Fund		90,000	1135 Other Personal Services		
Asolo State Theater of Florida			From Operating Trust Fund		7,000
1118 Expenses			1136 Expenses		
From General Revenue Fund		250,000	From Operating Trust Fund		11,436
Stephen Foster Memorial, Board of Trustees of the			1137 Operating Capital Outlay		
1119 Salaries and Benefits	29		From Operating Trust Fund		5,404
From General Revenue Fund		121,493	1138 Special Categories Transfer to Operating Trust Fund		
From Operating Trust Fund		154,108	From General Revenue Fund		45,734
1120 Other Personal Services			Historic Boca Raton Preservation Board		
From Operating Trust Fund		48,700	1139 Salaries and Benefits	1	
1121 Expenses			From Operating Trust Fund		11,466
From Operating Trust Fund		217,745	1140 Other Personal Services		
1122 Operating Capital Outlay			From Operating Trust Fund		26,000
From Operating Trust Fund		7,000	1141 Expenses		
1123 Financial Assistance Payment of Scholarships			From Operating Trust Fund		5,040
From Operating Trust Fund		2,000			

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
1142 Operating Capital Outlay			1158 Special Categories		
From Operating Trust Fund		3,000	Public Transportation Structures Improvements		
1143 Special Categories			From Working Capital Trust Fund		1,508,000
Transfer to Operating Trust Fund			1159 Special Categories		
From General Revenue Fund		10,000	Payments for Centralized Support Services		
TRANSPORTATION, DEPARTMENT OF			From Working Capital Trust Fund		155,976
Office of the Secretary and Division of Administration			1160 Special Categories		
1144 Salaries and Benefits	612		Public Transportation Fleet		
From Working Capital Trust Fund		7,432,745	From Working Capital Trust Fund		1,143,800
1145 Other Personal Services			Planning and Programming, Division of		
From Working Capital Trust Fund		296,018	1161 Salaries and Benefits	261	
1146 Expenses			From Working Capital Trust Fund		3,850,270
From Working Capital Trust Fund		3,877,159	1162 Other Personal Services		
1147 Operating Capital Outlay			From Working Capital Trust Fund		50,000
From Working Capital Trust Fund		33,695	1163 Expenses		
1148 Special Categories			From Working Capital Trust Fund		361,099
Consultant Fees			1164 Grants and Aids		
From Working Capital Trust Fund		188,600	Transportation Planning Grants		
1149 Special Categories			From Working Capital Trust Fund		1,645,625
Risk Management Insurance			1165 Operating Capital Outlay		
From Working Capital Trust Fund		3,773,435	From Working Capital Trust Fund		76,832
1150 Special Categories			1166 Special Categories		
Payments for Centralized Support Services			Engineering and Planning Consultants		
From Working Capital Trust Fund		191,448	From Working Capital Trust Fund		490,000
1151 Data Processing Services			1167 Special Categories		
From Working Capital Trust Fund		3,010,857	Payments for Centralized Support Services		
Mass Transit, Division of			From Working Capital Trust Fund		153,587
1152 Salaries and Benefits	76		Road Operations, Division of		
From Working Capital Trust Fund		1,300,788	1168 Salaries and Benefits	8,439	
1153 Other Personal Services			From Working Capital Trust Fund		85,937,122
From Working Capital Trust Fund		7,062	1169 Other Personal Services		
1154 Expenses			From Working Capital Trust Fund		565,606
From Working Capital Trust Fund		126,981	1170 Expenses		
1155 Grants and Aids			From Working Capital Trust Fund		7,680,615
Mass Transit Matching Grants			1171 Operating Capital Outlay		
From General Revenue Fund		1,200,000	From Working Capital Trust Fund		504,279
From Working Capital Trust Fund		6,060,600	1172 Special Categories		
It is the intent of the legislature that moneys appropriated herein for the Dade Area Rapid Transit Project shall be expended for construction purposes only, and no moneys herein shall be expended for operation of said project.			Overtime		
1156 Operating Capital Outlay			From Working Capital Trust Fund		919,636
From Working Capital Trust Fund		1,516	1173 Special Categories		
1157 Special Categories			Right of Way O.P.S. Fees		
Engineering Consultants			From Working Capital Trust Fund		3,448,870
From Working Capital Trust Fund		405,000	1174 Special Categories		
			Consultant Fees		
			From Working Capital Trust Fund		12,759,046
			1175 Special Categories		
			Prison Labor Services		
			From Working Capital Trust Fund		3,703,089
			1176 Special Categories		
			Payments for Centralized Support Services		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
			Item 1183 Bridge Rehabilitation	4,000,000	
1177 Special Categories Transportation Materials and Equipment		25,539,123	Item 1184 Resurfacing Road Cons.	8,100,000	
From Working Capital Trust Fund			Item 1185 Traffic Ops. Cons.	1,000,000	
1178 Special Categories Florida Highway Patrol Services		3,224,060	Item 1186 Other Fed. Aid Cons.	4,400,000	
From Working Capital Trust Fund			Item 1187 Other State 100% Cons.	6,700,000	
1179 Special Categories Road Advertising Payments		4,483,297	For Operating Costs	700,000	
From Working Capital Trust Fund			Replace Secondary WCTF	4,500,000	
1180 Special Categories Right of Way Land Acquisition		1,000,000	Fixed Capital Outlay	1,000,000	
From Working Capital Trust Fund			To Increase Cash Bal St Transp TF	10,000,000	
1181 Special Categories Interstate Road Construction Contracts		63,250,000	Total	\$63,400,000	
From Working Capital Trust Fund			Provided, upon SB 43A or similar legislation becoming law allocating motor vehicle license fees to the Department of Transportation, the general revenue moneys appropriated in line Item 1188A shall be reserved.		
Provided, however, that \$3,000,000 of Item 1181 is appropriated for advanced construction of the Interstate I-75 South.		111,173,897	1189 Debt Service		
1182 Special Categories Keys Bridges Construction Contracts			From Working Capital Trust Fund		7,216,846
From Working Capital Trust Fund			Centralized Mobile Equipment and Warehouse Operations		
1183 Special Categories Bridge Rehabilitation Construction Contracts		10,000,000	1190 Salaries and Benefits	349	
From Working Capital Trust Fund			From Working Capital Trust Fund		3,909,932
1184 Special Categories Resurfacing Road Construction Contracts		11,200,000	1191 Other Personal Services		
From Working Capital Trust Fund			From Working Capital Trust Fund		1,605
1185 Special Categories Traffic Operations Construction Contracts		45,500,000	1192 Expenses		
From Working Capital Trust Fund			From Working Capital Trust Fund		7,377,320
1186 Special Categories Other Federal Aid Road Construction Contracts		2,000,000	1193 Operating Capital Outlay		
From Working Capital Trust Fund			From Working Capital Trust Fund		8,063,861
1187 Special Categories Other State 100% Road Construction Contracts		102,099,000	1194 Special Categories Risk Management Insurance		
From Working Capital Trust Fund			From Working Capital Trust Fund		596,293
1188 Deleted		40,645,710	1195 Special Categories Transportation Materials and Equipment		
1188A Special Categories For Transfer to State Transportation Trust Fund			From Working Capital Trust Fund		8,094,773
From General Revenue Fund	63,400,000		Burns Data Center		
It is the intent of the Legislature that the funds appropriated in Item 1188A are to be allocated as follows:			1196 Salaries and Benefits	93	
Item 1180 Right of Way Land Acq.		\$20,000,000	From Working Capital Trust Fund		998,540
Item 1181 Interstate Road Cons.		3,000,000	1197 Other Personal Services		
			From Working Capital Trust Fund		7,000
			1198 Expenses		
			From Working Capital Trust Fund		2,000,467
			1199 Operating Capital Outlay		
			From Working Capital Trust Fund		1,050
			1200 Special Categories Payments for Centralized Support Services		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Working Capital Trust Fund ---		3,800	AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE		
Total of Section 01			Dairy Industry, Division of		
From General Revenue Fund	2,678,752,876		3 Fixed Capital Outlay		
From Trust Funds		2,700,683,614	Completion of Dairy Laboratory, I-75 North of White Springs		
From Working Capital Fund		650,000	From General Revenue Fund		19,900
From General Revenue nue Sharing Fund		73,000,000	Forestry, Division of		
Section 2. The monies in the following Items are appropriated from the named funds for 1977-78 fiscal year to the Department of General Services for Fixed Capital Outlay for the following agencies. The sums provided herein are the maximum sums appropriated; however, where an appropriation is for a named project, and where it is found to be in excess of that needed to fully complete that project, the excess may be transferred, notwithstanding the provisions of Section 216.301(2), Florida Statutes, with the approval of the Department of Administration, to another project named herein in the same fund and within the same Department where a deficiency is found to exist.			4 Fixed Capital Outlay		
Provided, further, that the responsibility for maintaining the appropriate accounting records may be delegated by the Department of General Services to the named agencies herein for all Capital Outlay Appropriations, including those certified forward by the Department of Administration on July 1, 1977. For purposes of improved contract administration, the Department of Administration may authorize consolidation of two or more of the following items for an agency provided the original scope and purpose of each project is not significantly changed. Provided, further, all projects listed herein expressly for the replacement, repair or maintenance of existing facilities or equipment are exempt from the requirements of Section 216.182(1), F.S.			Relocation of District Facilities, Ft. Lauderdale		
			From General Revenue Fund		168,000
			5 Deleted		
			5A Fixed Capital Outlay		
			Planning and Engineering for Forestry Building and Administrative Facilities, Laboratory Complex		
			From General Revenue Fund		100,000
			COMMERCE, DEPARTMENT OF		
			Tourism, Division of		
			6 Fixed Capital Outlay		
			I-75 Welcome Station, Jennings		
			From General Revenue Fund		303,900
			COMMUNITY AFFAIRS, DEPARTMENT OF		
			Disaster Preparedness, Division of		
			7 Fixed Capital Outlay		
			West Florida Emergency Operating Center, DeFuniak Springs		
			From General Revenue Fund		146,700
			From U.S. Contributions Trust Fund		146,700
			Game and Fresh Water Fish Commission, Florida		
			8 Fixed Capital Outlay		
			Miscellaneous Repairs and Improvements		
			From General Revenue Fund		58,000
			From State Game Trust Fund		107,400
			9 Fixed Capital Outlay		
			Relocation of Ft. Lauderdale Field Office, Broward County		
			From State Game Trust Fund		203,700
			Provided, moneys obtained from the sale of the existing facility will be used to fund Item 9.		
			10 Fixed Capital Outlay		
			Addition to Regional Office, West Palm Beach		
			From General Revenue Fund		114,700
			11 Fixed Capital Outlay		
			Addition to Regional Office, Panama City		
			From General Revenue Fund		199,800

## ADMINISTRATION, DEPARTMENT OF

- 1 Deleted
- 2 Deleted

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
11A Fixed Capital Outlay Fence and Access Road, Three Lakes Wildlife Management Area From State Game Trust Fund .....		62,410	are appropriated for the purchase of the Reed Building currently oc- cupied by the Depart- ment of Criminal Law Enforcement.		
11B Fixed Capital Outlay Improvement of Wild- life Habitat, Everglades From General Reve- nue Fund .....	238,370		<b>HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF</b>		
11C Fixed Capital Outlay Improvements to Laboratory, Boca Raton From State Game Trust Fund .....		14,000	16B Fixed Capital Outlay Evaluation and Treat- ment Center (Fo- rensic) —Phase I, South Florida From General Reve- nue Fund .....		8,482,000
<b>GENERAL SERVICES, DEPARTMENT OF Building Construction and Property Management, Division of</b>			17 Deleted		
12 Fixed Capital Outlay Furnishings for Public Areas, New Capitol From General Reve- nue Fund .....	107,164		18 Deleted		
13 Fixed Capital Outlay Correction of Fire Safety Deficiencies, Eight State Office Buildings From General Reve- nue Fund .....	55,000		19 Deleted		
14 Fixed Capital Outlay Provisions for Handi- capped, Knott Building From General Reve- nue Fund .....	8,600		20 Deleted		
15 Fixed Capital Outlay Major Repairs and Ren- ovations, Bloxham, Bloxham Annex A, and McCarty Buildings From General Reve- nue Fund .....	62,200		21 Fixed Capital Outlay Purchase of Try Cen- ter, St. Petersburg From General Reve- nue Fund .....		80,500
16 Deleted			22 Fixed Capital Outlay Purchase of Start Cen- ter, Titusville From General Reve- nue Fund .....		188,900
16A Fixed Capital Outlay Purchases of State Of- fice Buildings in Leon County From General Reve- nue Fund .....	5,860,000		23 Fixed Capital Outlay Purchase of Group Treatment Facility, Duval From General Reve- nue Fund .....		249,500
Provided, however, the Department of General Services is authorized to obtain an MAI Ap- praisal of the Common- wealth Building, in- cluding the site of 8.3 acres, with separate valuations to be stated for the realty and the improvements. The de- partment is also au- thorized to obtain an MAI Appraisal for op- tion purposes of up to 50 additional acres of land contiguous to the building site not to ex- ceed \$30,000 per acre. The purchase price for these properties may not exceed the values established by these appraisals. Provided, further, funds			24 Fixed Capital Outlay Purchase of Group Treatment Facility, Seminole From General Reve- nue Fund .....		88,900
			25 Deleted		
			26 Fixed Capital Outlay Renovation and Air Conditioning Building 29, FSH From General Reve- nue Fund .....		322,200
			27 Fixed Capital Outlay Major Repairs of Utility Systems, NFSH From General Reve- nue Fund .....		129,200
			28 Fixed Capital Outlay Major Repairs & Im- provements, GPWH From General Reve- nue Fund .....		324,600
			29 Deleted		
			30 Deleted		
			30A Fixed Capital Outlay Renovations for Li- censure Certification, FSH From General Reve- nue Fund .....		230,000
			30B Fixed Capital Outlay Sunland Recreation Park—Phase V, Port St. Joe From General Reve- nue Fund .....		500,400
			31 Fixed Capital Outlay Renovation of Offices in State Office Build- ing, Winter Park From General Reve- nue Fund .....		31,800

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
32 Deleted			44 Deleted		
33 Deleted			45 Fixed Capital Outlay		
34 Fixed Capital Outlay			Completion of Air Con-		
Planning the Renova-			ditioning, SFSH,		
tion of the Main Build-			NFSH, FSH		
ing, Tallahassee Sun-			From General Reve-		
land			nue Fund		2,840,000
From General Reve-		15,000	46 Fixed Capital Outlay		
nue Fund			Major Repairs,		
35 Fixed Capital Outlay			Gainesville Sunland		
Major Repairs and			From General Reve-		
Renovations, W T Ed-			nue Fund		69,000
wards Complex			47 Fixed Capital Outlay		
From General Reve-		176,400	Repairs and Improve-		
nue Fund			ments to the Electrical		
36 Fixed Capital Outlay			Distribution System,		
Replacement of Roof,			FSH		
Hillsborough House			From General Reve-		
From General Reve-		17,100	nue Fund		865,500
nue Fund			47A Fixed Capital Outlay		
37 Fixed Capital Outlay			Completion of Hospital		
Renovation of Electri-			Renovation, Santa Rosa		
cal System, Group			County		
Treatment Facility,			From General Reve-		
Orange			nue Fund		259,200
From General Reve-		18,600	48 Fixed Capital Outlay		
nue Fund			Addition to Kitchen,		
38 Fixed Capital Outlay			Arthur G. Dozier		
Analysis of Facilities			School for Boys,		
for the Severely and			Marianna		
Profoundly/Multiple			From General Reve-		
Handicapped Retarded			nue Fund		37,000
From General Reve-		25,000	49 Fixed Capital Outlay		
nue Fund			Correction of Fire		
Provided, the funds in			Safety Deficiencies,		
Item 38 shall be used			Arthur G. Dozier		
to determine the most			School for Boys, Mari-		
effective and efficient			anna		
way to properly house			From General Reve-		
these non-ambulatory			nue Fund		107,800
retarded individuals,			50 Fixed Capital Outlay		
and consideration must			Renovation for Shel-		
be given to removing			tered Workshop, Or-		
them from multi-level			lando Sunland		
facilities. Provided,			From General Reve-		
further, that primary			nue Fund		211,600
consideration be given			51 Fixed Capital Outlay		
to small facilities (120			Sheltered Workshop,		
beds) initially located			Ft. Myers Sunland		
on state owned land			From General Reve-		
in Tallahassee, Orlan-			nue Fund		144,400
do, and Jacksonville.			52 Fixed Capital Outlay		
39 Deleted			Renovation of Regional		
40 Fixed Capital Outlay			Lab for Licensure,		
Renovation of ICF			A.G. Holley State		
Cottages for 428			Hospital		
Clients, Sunland Cen-			From General Reve-		
ters			nue Fund		34,500
From General Reve-		827,200	52A Fixed Capital Outlay		
nue Fund			Additional Office and		
41 Deleted			Storage Facilities West		
42 Fixed Capital Outlay			Florida Arthropod Re-		
Planning the Comple-			search Laboratory,		
tion of Air Condition-			Panama City		
ing, State Mental Hos-			From General Reve-		
pitals			nue Fund		92,767
From General Reve-		30,000	52B Fixed Capital Outlay		
nue Fund			Relocation and Reno-		
42A Fixed Capital Outlay			vation of Public		
Planning—Medical			Health Laboratory,		
Service Center/Mari-			Tallahassee,		
anna STC			From General Reve-		
From General Reve-		15,000	nue Fund		135,000
nue Fund			52C Fixed Capital Outlay		
43 Fixed Capital Outlay			Major Repairs and		
Planning—Recreation			Renovations of		
Facility, Marianna			Jacksonville Facilities		
Sunland			From General Reve-		
From General Reve-		10,000	nue Fund		53,830
nue Fund					

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
52D Fixed Capital Outlay City Water Connection, Orlando From General Revenue Fund _____		118,500	Court Building From General Revenue Fund _____		30,000
52E Fixed Capital Outlay Perimeter Fence - Dozier School - Marianna From General Revenue Fund _____		100,000	60C Fixed Capital Outlay Inside Painting, Supreme Court Building From General Revenue Fund _____		9,000
<b>HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF</b>			60D Fixed Capital Outlay Renovation of Sub- Basement, Supreme Court Building From General Revenue Fund _____		327,400
53 Fixed Capital Outlay Addition to Kirkman Building, Tallahassee From General Revenue Fund _____		80,000	<b>DISTRICT COURTS OF APPEAL</b>		
54 Fixed Capital Outlay Vehicle and Radio Repair at Patrol Station, Tallahassee From General Revenue Fund _____		53,800	<b>First District Court of Appeal</b>		
55 Fixed Capital Outlay Patrol Station and Driver License Office, Cross City From General Revenue Fund _____		184,900	61 Fixed Capital Outlay Restoration and Renovation, Whitfield Building From General Revenue Fund _____		1,250,000
56 Fixed Capital Outlay Patrol Station and Driver License Office, Crestview From General Revenue Fund _____		200,300	Provided, the funds in Item 61 shall be used to restore the Whitfield Building to a court building for use by the First District Court of Appeals. The restoration shall be accomplished in consultation with the Historic Tallahassee Preservation Board.		
<b>INSURANCE, DEPARTMENT OF, AND TREASURER</b>			<b>Second District Court of Appeal</b>		
State Fire Marshal, Division of			62 Fixed Capital Outlay Miscellaneous Repairs and Renovations, Court Building From General Revenue Fund _____		49,200
57 Fixed Capital Outlay Major Repairs and Improvements, State Fire College, Ocala From General Revenue Fund _____		22,900	<b>Fourth District Court of Appeal</b>		
<b>JUDICIAL BRANCH</b>			63 Fixed Capital Outlay Addition to Court Building, Fourth District Court of Appeal, West Palm Beach From General Revenue Fund _____		202,200
<b>Supreme Court</b>			64 Fixed Capital Outlay Miscellaneous Repairs From General Revenue Fund _____		6,000
58 Fixed Capital Outlay Major Repairs and Improvements Supreme Court Building From General Revenue Fund _____		20,800	<b>MILITARY AFFAIRS, DEPARTMENT OF</b>		
59 Fixed Capital Outlay Renovation and Improvement of Air Conditioning System, Supreme Court Building From General Revenue Fund _____		419,000	<b>General Activities</b>		
60 Fixed Capital Outlay Expansion of Law Library Supreme Court Building From General Revenue Fund _____		5,400	65 Fixed Capital Outlay National Guard Armory, Miami From General Revenue Fund _____		967,900
60A Fixed Capital Outlay Fire Safety Corrections, Supreme Court Building From General Revenue Fund _____		7,250	66 Fixed Capital Outlay Planning for National Guard Armory, West Palm Beach From General Revenue Fund _____		20,100
60B Fixed Capital Outlay Sandblast and Paint Building, Supreme			<b>NATURAL RESOURCES, DEPARTMENT OF</b>		
			<b>Marine Resources, Division of</b>		
			67 Fixed Capital Outlay Replacement of Research Laboratory Building, St. Petersburg		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From General Revenue Fund -----		1,751,400	<b>TRANSPORTATION, DEPARTMENT OF</b>		
68 Fixed Capital Outlay Major Repairs and Renovations of Laboratory Facilities, Marine Research Laboratory, St. Petersburg			Office of the Secretary and Division of Administration		
From General Revenue Fund -----		60,400	96 Fixed Capital Outlay Acquisition and Renovation of Additional Facilities, First District Office Complex, Bartow		
68A Fixed Capital Outlay Office Building and Laboratory—Franklin County			From Working Capital Trust Fund -----		227,300
From General Revenue Fund -----		275,400	97 Fixed Capital Outlay Replacement of Air Conditioning, DeLand District Office		
<b>Recreation and Parks, Division of</b>			From Working Capital Trust Fund -----		10,000
68B Fixed Capital Outlay Constitutional Convention Museum, Port St. Joe			<b>Road Operations, Division of</b>		
From Land Acquisition Trust Fund -----		80,000	98 Fixed Capital Outlay Maintenance Complex—Phase II, Orlando		
69 Deleted			From Working Capital Trust Fund -----		498,400
<b>Law Enforcement, Division of</b>			99 Fixed Capital Outlay Expansion of Test Pit, Gainesville		
70 Fixed Capital Outlay Marine Maintenance Shop, Tallahassee			From Working Capital Trust Fund -----		72,100
From General Revenue Fund -----		204,100	100 Fixed Capital Outlay Additional Maintenance Facilities, Ft. Lauderdale		
<b>OFFENDER REHABILITATION, DEPARTMENT OF</b>			From Working Capital Trust Fund -----		150,000
71 Deleted			101 Fixed Capital Outlay Renovation of Carpenter and Sign Shop, Gainesville		
72 Deleted			From Working Capital Trust Fund -----		28,500
73 Deleted			<b>Total of Section 02</b>		
74 Deleted			From General Revenue Fund -----		30,555,881
75 Deleted			From Trust Funds -----		1,600,510
76 Deleted			Section 3. The moneys in the following Items are appropriated from the named funds for the 1977-78 fiscal year to the state agencies indicated, as amounts for Fixed Capital Outlay.		
77 Deleted			Provided, further, all projects listed herein expressly for the replacement, repair or maintenance of existing facilities or equipment are exempt from the requirements of Section 216.182(1), F.S.		
78 Deleted			<b>AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF, AND COMMISSIONER OF AGRICULTURE</b>		
79 Deleted			<b>Forestry, Division of</b>		
80 Deleted			1 Fixed Capital Outlay Fencing and Paving, Jacksonville District Office		
81 Deleted			From General Revenue Fund -----		14,000
82 Deleted			2 Deleted		
83 Deleted			2A Fixed Capital Outlay Recreation Facilities for Withlacoochee		
84 Deleted					
85 Deleted					
86 Deleted					
87 Deleted					
88 Deleted					
89 Deleted					
90 Deleted					
91 Deleted					
92 Deleted					
93 Deleted					
94 Deleted					
<b>SECRETARY OF STATE AND DEPARTMENT OF STATE</b>					
<b>Corporations, Division of</b>					
94A Fixed Capital Outlay Power and Telephone Distribution on the Upper Floor, New Capitol Building					
From General Revenue Fund -----		60,000			
<b>Cultural Affairs, Division of</b>					
95 Fixed Capital Outlay Renovation to Accommodate the Physically Handicapped, Ringling Museum of Art					
From General Revenue Fund -----		74,700			



Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
State Forest From General Revenue Fund -----		71,000	Provided, the funds in Item 5C shall not be released until the analysis of facilities for the severely and profoundly/multiple handicapped retarded has been completed and approved by the Department of Administration.		
<b>GAME AND FRESH WATER FISH COMMISSION, FLORIDA</b>			5D Fixed Capital Outlay Juvenile Detention Center, Polk From General Revenue Fund -----		930,400
3 Fixed Capital Outlay Land Acquisition From Land Acquisition Trust Fund -----		868,000	5E Fixed Capital Outlay Recreational Parks for Handicapped—Dade, Duval & Santa Rosa From General Revenue Fund -----		570,479
3A Fixed Capital Outlay Additional Ponds—Richloam From State Game Trust Fund -----		126,375	5F Fixed Capital Outlay Services Building for Forensic Unit, South Florida State Hospital From General Revenue Fund -----		535,300
3B Fixed Capital Outlay Wildlife Management Areas From General Revenue Fund -----		3,000,000	<b>NATURAL RESOURCES</b> Recreation and Parks, Division of		
3C Fixed Capital Outlay Fishing Lake—Blackwater Forest From General Revenue Fund -----		140,000	5G Fixed Capital Outlay Land Acquisition & Development From Land Acquisition T.F. -----		11,920,000
<b>HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF</b>			<b>OFFENDER REHABILITATION, DEPARTMENT OF</b>		
4 Fixed Capital Outlay Perimeter Fence, Miami Sunland From General Revenue Fund -----		78,100	6 Fixed Capital Outlay Renovation of Dormitories, FCI From General Revenue Fund -----		20,000
Provided, that funds appropriated in Item 4 be used to construct an attractive fence which will not distract from the program for the retarded.			7 Fixed Capital Outlay Renovation of Water and Sewer Lines, GCI From General Revenue Fund -----		49,000
4A Fixed Capital Outlay Major Repairs and Renovations, South Florida State Hospital From General Revenue Fund -----		133,600	8 Deleted		
4B Fixed Capital Outlay Expansion of Juvenile Detention Center, Pinellas From General Revenue Fund -----		54,800	9 Fixed Capital Outlay Major Repairs and Renovations—Phase II, DCI From General Revenue Fund -----		41,000
4C Fixed Capital Outlay Completion of Renovation, Forensic Unit, South Florida State Hospital From General Revenue Fund -----		188,600	9A Fixed Capital Outlay Correction of Fire Safety Deficiencies, ACI From General Revenue Fund -----		41,600
5 Fixed Capital Outlay Replacement of Walk-in Freezer, Volusia House From General Revenue Fund -----		3,900	9B Fixed Capital Outlay Baker Correctional Institution—Phase II From General Revenue Fund -----		3,447,200
5A Fixed Capital Outlay Juvenile Detention Center, Broward From General Revenue Fund -----		1,636,500	9C Fixed Capital Outlay Expansion of Brevard C.I.—200 Beds From General Revenue Fund -----		1,135,000
5B Fixed Capital Outlay Juvenile Detention Center, Lee From General Revenue Fund -----		930,400	9D Fixed Capital Outlay Supplemental Funding for Industries, Polk From General Revenue Fund -----		602,000
5C Fixed Capital Outlay Replacement Facilities for Non-Ambulatory Retarded Individual From General Revenue Fund -----		6,000,000	9E Fixed Capital Outlay Improvements to Water System, ACI From General Revenue Fund -----		163,000

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
9F Fixed Capital Outlay Miscellaneous Repairs and Improvements, FSP From General Revenue Fund		154,800	From General Revenue Fund		6,000,000
9G Fixed Capital Outlay Renovation and Re- pairs of Dormitories, GCI From General Revenue Fund		132,600	Provided, however, that only in the event that during fiscal year 1977- 78 the prison popula- tion exceeds 19,745 which is the design number of prison beds provided for by the Legislature, then the Department of Admin- istration shall release funds from this item to construct additional prison beds at existing state facilities upon re- view by the House and Senate Appropriations Committees.		
9H Fixed Capital Outlay Major Repairs and Re- placements, RMC From General Revenue Fund		217,600	Provided, however, that funds appropriated in Item 7B of Chapter 76- 285 Laws of Florida may be used for expan- sions at other satisfac- tory locations within the existing prison sys- tem upon review of the House and Senate Ap- propriations Commit- tees.		
9I Fixed Capital Outlay Electrical Distribution Forest Hills Unit, FCI From General Revenue Fund		30,400	Provided that the De- partment of Adminis- tration in conjunction with the Department of Offender Rehabilita- tion and the Depart- ment of Health and Rehabilitative Services shall conduct a study to be presented to the 1978 Legislature which will determine the fea- sibility of maximum utilization of existing state institutions to ex- pand the prison system. This will include a re- view of the alternatives of treatment of the re- tarded and mentally ill in smaller facilities lo- cated in urban commu- nities.		
9J Fixed Capital Outlay Sewage Treatment Plant and Renovation of Water System, FCI From General Revenue Fund		281,000			
9K Fixed Capital Outlay Addition to Perimeter Security System, West Unit ACI From General Revenue Fund		200,000			
9L Fixed Capital Outlay Addition to Perimeter Security System, GCI From General Revenue Fund		134,900			
9M Fixed Capital Outlay Improvements to Util- ity Systems - Supple- mental, SCI From General Revenue Fund		201,900			
9N Fixed Capital Outlay Completion of Hendry C.I. From General Revenue Fund		500,000			
Provided, that the dol- lar savings accrued as a result of utilization of inmate labor on con- struction projects shall be deposited to general revenue unallocated.					
90 Fixed Capital Outlay Reappropriation of Dade II - Phase I (Item 45-C, Section 2, Chapter 76-285) From General Revenue Fund		6,700,000	SECRETARY OF STATE AND DEPARTMENT OF STATE Archives, History, and Rec- ords Management, Division of		
Provided, however, that if a site agreeable to the Department of Of- fender Rehabilitation and the Department of General Services has not been agreed to by Dade County by Sep- tember 1, 1977, then the department shall construct the prison in Volusia, Citrus, or oth- er location where the site would be accepta- ble.			10 Fixed Capital Outlay Shelving, Records Center From General Revenue Fund		2,100
9P Fixed Capital Outlay Lump Sum for Addi- tional 648 Beds			Cultural Affairs, Division of 10A Fixed Capital Outlay Repairs and Renovation Galleries, Ringling Mu- seum of Art From General Revenue Fund		150,000
			TRANSPORTATION, DEPARTMENT OF Road Operations, Division of		
			11 Fixed Capital Outlay Security Fences, Deland and Bunnell Mainte- nance Yards		

Item	Positions \$	Amount \$	Item	Positions \$	Amount \$
From Working Capital Trust Fund ---		23,200	Comprehensive School Construction and Debt Service Program and shall be expended in accordance with the provisions of Section 236.084(3), Florida Statutes.		
12 Fixed Capital Outlay Security Fences, Daytona, Ocala, Kissimmee, and Pineda			Should moneys becoming available pursuant to the provisions of Section 9(A) (2), Article XII of the State Constitution, as amended, exceed \$160,000,000, the surplus shall be used to insure that none of the educational agencies lose their entitlement to the 1976 Appropriation because of advancing \$6,769,765 in accordance with state board rule 6AER76-7 for advance funding.		
From Working Capital Trust Fund ---		21,600	AB Fixed Capital Outlay To Boards of Trustees of the Community Colleges		
13 Fixed Capital Outlay Fence, Arcadia Maintenance Yard			From Public Education Capital Outlay Trust Fund --		27,970,453
From Working Capital Trust Fund ----		5,400	AC Fixed Capital Outlay To the State Board of Education for Florida Public Broadcasting		
<b>Total of Section 03</b>			From Public Education Capital Outlay Trust Fund --		1,109,988
From General Revenue Fund	34,491,179		Provides \$274,688 for equipment matching funds and \$250,000 for the Satellite up-link and down-link ground station and \$585,300 for replacement of Broadcasting Equipment in the Capitol Technical Center. The Department of General Services shall take custody and control, and assume management responsibility for all equipment purchased in Item AC for the Capitol Technical Center.		
From Trust Funds -----		12,964,575	AD Fixed Capital Outlay To School Boards Having Vocational-Technical Centers		
Section 4. From moneys becoming available pursuant to the provisions of Section 9(A)(2), Article XII of the State Constitution, as amended, there is hereby appropriated \$160,000,000 for public educational facilities for the 1977-78 fiscal year. The Legislature hereby finds and determines that the items and sums designated below constitute authorized capital outlay projects within the meaning and as required by Section 9(A)(2), Article XII of the State Constitution, as amended, and Section 240.141, Florida Statutes, and any other law. In accordance therewith, the moneys in the following items are appropriated to be expended pursuant to Section 235.42, Florida Statutes, pursuant to the numerical order project priority lists submitted to the Legislature by the Commissioner of Education.			From Public Education Capital Outlay Trust Fund --		23,568,989
<b>EDUCATION, DEPARTMENT OF</b>			AE Fixed Capital Outlay To Board of Regents of the State University System		
<b>AA Fixed Capital Outlay</b>			From Public Education Capital Outlay Trust Fund --		25,898,549
To School Boards of the 67 School Districts			From the above Capital Outlay funds to be allocated by the State Board of Education to the Board of Regents (A) \$315,432 is for planning of the Drinking Water Quality Research Center at FIU; (B) \$90,000 is for a Hyperbaric Oxygen Facility at Shands Teaching Hospital; (C) \$4,381,000 for the Continuing Education Center at		
From Public Education Capital Outlay Trust Fund -----					
66,989,779					
From the above Capital Outlay Funds to be allocated by the State Board of Education to the school boards of the 67 school districts; (A) \$1,500,000 is for facilities for the trainable mentally retarded, severely mentally retarded, deaf and physically handicapped; (B) At least \$9,300,000 is for the high priority facilities construction account as provided in Section 235.221, Florida Statutes; (C) \$757,000 is for the cooperative use of facilities as provided in Section 235.195, Florida Statutes; (D) \$3,750,000 for the multi-county Englewood High School to serve Charlotte, Lee and Sarasota counties; however, any funds not needed to carry out the provisions of (A), (B), (C) and (D) above shall be allocated as provided by Section 236.084, Florida Statutes.					
The Office of Educational Facilities Construction shall determine each district's allocation of the amount appropriated, pursuant to the formula set forth in Section 236.084, Florida Statutes. The allocation made to each district shall be considered a part of the annual appropriation from the Florida Education Finance Program for the					



transferred by the Department of Administration to the appropriate state agencies for expenditure.

Moneys included in Section 1, Item 14, of this act are to provide salary adjustments and merit increases effective September 1, 1977, except for those employees of the Board of Regents System who began the first quarter of their academic year during the summer quarter of 1977, and will have their increases effective July 1, 1977. All moneys for salary adjustments and merit increases are provided as follows:

#### Career Service System:

A. Employees shall receive competitive salary adjustments as recommended by the Governor in his recommended budget for the fiscal year 1977-78.

B. Each employee who is filling a salaried position and who has more than 12 months continuous state employment on September 1, 1977, shall receive a minimum annual salary increase of \$600. If the pay adjustment provided in paragraph A. of this section exceeds \$600 per year, the employee shall receive an increase of \$600 plus the difference between \$600 and the amount of the adjustment provided in paragraph A. If the pay adjustment provided in paragraph A. is less than \$600, the employee shall receive an increase of \$600.

C. Merit pay increase moneys are provided at one percent (1%) of the actual June 30, 1977 salary rate of the authorized current positions of each budget entity. These funds are to be used at the discretion of management to provide employees in the budget entity with six months or more of continuous and satisfactory service as of September 1, 1977, merit pay increase of up to ten percent (10%) of the employees actual June 30, 1977 annual salary rate.

D. Employees shall receive salary adjustments for competitive area differentials as recommended in the Governor's recommended budget for 1977-78.

E. Eligible career service employees shall be entitled to be compensated for overtime in accordance with Section 22A-8.05 of the current career service system personnel rules and regulations.

#### Board of Regents Pay Plan—Unit:

The agreement negotiated by the Board of Regents and the United Faculty of Florida and ratified on May 17, 1977, shall be administered by the Board of Regents.

#### Board of Regents Pay Plan—Non-Unit:

The Board of Regents pay plan—non-unit shall be administered by the Board of Regents.

#### School for the Deaf and Blind Pay Plan:

A. \$700 per position for adjustments in pay ranges as recommended by the Governor in his recommended budget for 1977-78.

B. \$300 per position for merit increases at the discretion of the trustees of Deaf and Blind School as recommended by the Governor in his recommended budget for 1977-78.

Discretionary, merit, incentive or counter offer funds granted in excess of ten percent (10%) of the June 30, 1977 annual salary rate shall be approved by majority vote of the Board of Regents. Funds provided upon promotion and sex inequity adjustments are excluded from the ten percent (10%) maximum increase established herein.

The Department of Administration shall include non-elected state officials and employees of the administrative and professional pay plans excluded from designated bargaining units in the annual competitive salary survey.

Funds provided for vacant authorized positions shall not be used to grant discretionary increases provided pursuant to this section.

Section 12. General Revenue Fund appropriations for any state agency contained in Section 1, may, with the approval of the Department of Administration, be transferred to the proper trust fund for disbursement.

Section 13. The Department of General Services, Division of Building Construction and Property Management is hereby au-

thorized to levy and assess an amount necessary to cover the cost of administration of the Bureau of Construction of Fixed Capital Outlay projects on which they serve as owner-representative on behalf of the state. The assessment rate is subject to the approval of the Department of Administration and shall be based on estimated operating cost projections for the services rendered. The total assessment shall be transferred by the Department of Administration into the Architect's Incidental Trust Fund at the beginning of the fiscal year.

Section 14. In the event that funds available in 1977-78 are insufficient to meet appropriations in Section 1, Item 349, from either the General Revenue Fund or Federal Revenue Sharing Fund, and excess funds are available above appropriations in the other of these funds, then, the Governor and Cabinet sitting as the Administration Commission may reduce appropriations in the fund experiencing the shortfall in revenue receipts and increase appropriations in the other. Provided, however, the adjustments shall be made only to the extent necessary to offset the shortfall and to the extent excess funds are available.

Section 15. The General Revenue Fund appropriations contained in Section 1 anticipate the receipt of funds from the Public Works Employment Act, Title II. The Department of Administration shall, in consultation with appropriate state agencies, identify General Revenue Fund appropriations to be funded from this source. For purposes of disbursement, the Department of Administration shall establish an account for each agency and transfer and release appropriations in the amounts identified. Provided, further, the Department of Administration shall transfer these appropriations as funds become available. Any General Revenue Funds not utilized as a result of this section are hereby appropriated as provided in 215.32(2)(C), Florida Statutes.

Section 16. Notwithstanding the provisions of Section 402.17(3), Florida Statutes, all claims of the state for the care and maintenance of any residential and non-residential client of Mental Health and Retardation Services, Department of Health and Rehabilitative Services may be utilized to fund the care and treatment of such individuals and administrative costs of collection.

Section 17. A state agency, financed jointly in this act by appropriations from the General Revenue Fund and a trust fund, may transfer moneys released from a General Revenue Fund salaries appropriation to a trust fund salaries account for the purpose of processing centralized payroll expenditures, the provisions of Section 216.292, Florida Statutes, notwithstanding.

Section 18. Notwithstanding Section 216.351, Florida Statutes, any provision of this act inconsistent with the provisions of Chapter 216, Florida Statutes, shall supersede said chapter during the 1977-78 fiscal year.

Section 19. The salaries of the following officers during the fiscal year 1977-78 shall be paid at the annual rates shown below:

	7-1-77	9-1-77
Governor .....	\$50,000	\$50,000
Lieutenant Governor .....	40,000	40,000
Secretary of State .....	40,000	40,000
Comptroller .....	40,000	40,000
Treasurer .....	40,000	40,000
Attorney General .....	40,000	40,000
Education, Commissioner of .....	40,000	40,000
Agriculture, Commissioner of .....	40,000	40,000
Supreme Court Justice .....	40,000	43,200
Judges—District Courts of Appeal .....	38,000	41,000
Judges—Circuit Courts .....	36,000	38,900
Commissioner—Public Service Commission .....	36,000	36,000
Judges—County Courts: Counties with 40,000 Population or Less .....	26,000	28,100

A county court judge of a county having a population of 40,000 or less who has a case load which because of local factors such as tourism, industry, or proximity to a populous area has a case load which equals or exceeds the statewide average for all counties may be paid an additional amount not to exceed the difference between his salary and the salary currently being paid to a judge of a county court of a county in excess of 40,000 population when requested by the chief judge of his circuit and approved by the Chief Justice of the Supreme Court.

Provided, that a county court judge assigned to active judicial service in any of the courts created by Article V of the State Constitution, other than to a county court having a population of 40,000 or less, shall be paid as additional compensation for such service the difference between his normal salary and the

salary then currently paid to a judge of the court to which he is assigned. The amount of such differential shall be computed on the basis of an eight hour day, or major fraction thereof, and certified by the Chief Judge to the Judicial Administrative Commission on a monthly basis.

County judges in counties with 40,000 population or less who are qualified to preside as circuit judges	26,000	36,700
Counties over 40,000 population	34,000	36,700
State Attorneys:		
Circuits with 100,000 population or less	32,000	38,900
Circuits with a population from 100,001 through 200,000	34,000	38,900
Circuits with a population from 200,001 through 1,000,000	36,000	38,900
Circuits over 1,000,000	38,000	41,000
Public Defenders:		
Circuits with 100,000 population or less	29,000	35,600
Circuits with a population from 100,001 through 200,000	31,000	35,600
Circuits over 200,000	33,000	35,600

All population figures relating to county judge, state attorney, and public defender salaries referred to herein shall be based on the most recent projected population for July 1, 1977, prepared for the Department of Administration. Salaries based on population shall become effective July 1, 1977 and shall not be changed based on projections or estimates made subsequent to July 1, 1977. Provided, however, in no instance, will the salary of a county judge, state attorney, or public defender be reduced from the prior year by the effect of projected population.

Section 20. Provided that none of the officers whose salaries have been fixed in Section 19 shall receive from any county or municipality, except the state attorney in the 11th Judicial Circuit, any supplemental salary, except as provided elsewhere in this act.

Section 21. Where any reorganization has been authorized by the Legislature and the necessary adjustments of appropriations and positions have not been provided for, then, notwithstanding the provisions of Section 216.262 and 216.292, Florida Statutes, the Department of Administration may approve the necessary transfers to accomplish the purposes of such reorganization.

Section 22. Any individual filling a position authorized in Items 1-1200 of Section 1 of this Act for any state agency cannot be transferred to or his services utilized by any other state agency, except as specifically authorized by law, or unless the using agency pays for such services which are in excess of one (1) week.

Section 23. Due to the number of elderly residents in the State of Florida and the amount of State and Federal dollars which are being directed to various programs for the "elderly", the departments and entities of state government are directed to identify within their FY 1978-79 legislative budget request funding which is being utilized for programs for the "elderly" which are identified as individuals sixty years of age or older. The governor's recommendation for FY 1978-79 shall identify within the program summary funding included for programs pertaining to the "elderly".

Section 24. Funds appropriated in Section 1, Item 26B of Chapter 74-300, Laws of Florida, for rural water and sewer matching grants and certified forward as a Fixed Capital Outlay Appropriation pursuant to Section 30, Chapter 75-280, Laws of Florida, may again be certified forward as a Fixed Capital Outlay Appropriation. Provided, however, funds not disbursed by June 30, 1978, shall revert to the General Revenue Fund.

Section 25. From the twenty-five million dollars (\$25,000,000) in Federal Revenue sharing funds appropriated as part of Section 4, Item 1 of Chapter 74-300, Laws of Florida, for the purpose of implementing Section 235.211(1), Florida Statutes, any unencumbered funds shall be carried forward for the purpose of: (A) Purchasing for replacement of contracting for purchase of additional panels, doors, mullions, battens, copings, and other necessary parts required by districts to convert configurations of classroom space; (B) Providing a contingency; (C) Providing hitches and running gear; and (D) Providing contracted services for management, administration, engineering, drafting, and evaluation.

Section 26. The General Revenue Fund Appropriations contained in this Act anticipate the transfer of funds from the Working Capital Fund during 1977-78. The Administration Commission shall transfer these moneys during 1977-78 as required to fund the General Revenue Fund Appropriations contained in this Act.

Section 27. There is hereby appropriated from the General Revenue Fund the sum of twenty-five thousand dollars (\$25,000) per day for each day of any special, extended or extra session of the Legislature, to be allocated pursuant to the provision of Chapter 11, Florida Statutes.

Section 28. Notwithstanding the provisions of Section 216.262(1)(f), and in accordance with Section 216.351, Florida Statutes, the rental of state-owned housing and related utilities to employees shall be continued at the same rate as in fiscal year 1976-77.

Section 29. Any section of this act, or any item herein contained, if found to be invalid or vetoed by the Governor without overriding action of the Legislature shall in no way affect other sections or other items contained in this act.

Section 30. Moneys appropriated in Section 1 for the purpose of paying for telephone services provided by the state communication system in the Department of General Services, Division of Communications, shall be paid by the 10th of each month for the preceding month on an estimated basis. The monthly estimate shall be determined by the Division of Communications and reconciled for actual billing to the agencies on a quarterly basis. Upon approval of the Department of Administration, estimated amounts not paid by the user agencies, shall be transferred from user agencies to the Communications Working Capital Trust Fund by the State Comptroller.

Section 31. All General Revenue Fund receipts during fiscal year 1977-78 in excess of such funds appropriated in this act and other legislative acts passed during the 1977 Legislative Session and becoming law are hereby appropriated to be transferred to the Working Capital Fund.

Section 32. Item 45C, Section 2, page 120 of Chapter 76-285, Laws of Florida, appropriating \$6,700,000 for Fixed Capital Outlay institution 900/inmates Dade County is repealed.

Section 33. Subject to the approval of the Department of Administration, the Department of General Services may use any balance of funds appropriated in the Laws of Florida, Chapter 74-300, Section 2, Item 1, to complete the construction of Waller Park in the Capitol Complex.

Section 34. This act shall take effect July 1, 1977, except sections 10, 24 and 32, which shall take effect June 30, 1977.

Total This General Appropriation Act	93,860	
From General Revenue Fund	2,743,799,936	
From Trust Funds		2,875,248,699
From Working Capital Fund		650,000
From Federal Revenue Sharing Fund		73,000,000

Conference Committee Amendment 2—Strike everything before the enacting clause and insert: A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1977 and ending June 30, 1978 to pay salaries, other expenses, Capital Outlay-Buildings and Improvements, and for other specified purposes of the various agencies of state government; suspending Sections 27.34(2), 27.54(3), 215.32(2)(c), 216.182(1), 216.251(1), 216.262, 216.292, 216.301, 216.351, 228.195(4), 230.765, 230.767(2), 236.081(3), 257.22, 287.161, 402.17(3), Chapter 76-285, Laws of Florida, repealing Item 45C, Section 2, Chapter 76-285, Laws of Florida; providing an effective date.

Senator Plante presiding

On motion by Senator Gallen, the rules were waived and time of adjournment was extended until final action on the Conference Committee Report on HB 10-A.

**Senator Ware presiding**

On motion by Senator Lewis the Conference Committee Report was adopted, and HB 10-A passed as recommended and was certified to the House together with the Conference Committee Report. The vote on passage was:

**Yeas—28**

Mr. President	Glisson	Myers	Thomas, Jon
Castor	Hair	Peterson	Thomas, Pat
Chamberlin	Holloway	Plante	Vogt
Childers, W. D.	Johnston	Poston	Ware
Dunn	Lewis	Renick	Williamson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil

**Nays—10**

Barron	Graham	Scarborough	Trask
Childers, Don	Henderson	Scott	
Gorman	Saylor	Tobiassen	

Vote after roll call:

Nay—Wilson

Senator Poston moved that remarks by Senator Barron relating to HB 10-A be printed in the Journal and the motion was adopted by the following vote:

**Yeas—19**

Chamberlin	Holloway	Poston	Tobiassen
Childers, W. D.	Lewis	Saylor	Trask
Gorman	McClain	Scott	Ware
Hair	Peterson	Thomas, Jon	Williamson
Henderson	Plante	Thomas, Pat	

**Nays—14**

Castor	Johnston	Scarborough	Winn
Dunn	MacKay	Skinner	Zinkil
Firestone	Myers	Spicola	
Graham	Renick	Vogt	

Votes after roll call:

Nay to Yea—Scarborough, Skinner

**Senator Barron:** Mr. President, Senators, first, since there is a possibility this might be the last day, I want to say we have debated bitterly during the session and if I have offended anyone I apologize. I'm an advocate by birth and by training. When we fail to advocate, the people of Florida and the legislature lose something.

I want to commend Senator Lewis for an almost unbelievably tough job that he has done. I want to commend Senator Peterson, probably the brightest star in the Legislature, for his tough and able negotiations with the House. I want to commend Senator Plante, Senator Myers, Senator Childers, who acts so swiftly, and all the conferees; for the work that they have done.

Last evening I had an hour to philosophize with the chairman of the Appropriations Committee. He admitted that he was very sad, as was I, about what we have had to do.

Jack Kennedy once said, "Never let us fail to negotiate, but never let us negotiate out of fear." Unfortunately, my colleagues, I'm afraid that is what we have done. This year when we anticipate almost three hundred million dollars more than we had last year we have negotiated out of fear. We need have no fear.

President Roosevelt, in our darkest days, said that we have nothing to fear but fear itself. We have feared fear in drawing together this conference report. Many of you look at the report to see if you can see only your child in the picture. I think that is the worse mistake we can make.

In 1974 we had 258 failures in business recorded in Florida. In 1975 we had 280 failures. Nationally, last year we had 9,628 failures in business. The year before we had 11,000 failures in

business. But there has been no failure in government; no government has failed; no government has lost any of its employees; no government or agency has lost its airplanes; no government has lost its vehicles.

On the way to the Senate this morning I met a man driving a truck that had a little tractor, a back-hoe and a septic tank on the back of it. He was going to work, in the great hope that that half-worn-out tractor would make it through the day because if it failed he would have had to repair it himself. Had I waited there just a moment longer a Department of Transportation truck and tractor would have come along. It would be shiny; it would be new; and the operator of that tractor would hope today that it would fail so he could haul it back to the shop where they could work on it while he had a little time off. That is a sad fact.

This morning at daylight across Florida farmers arose and went to work to prepare hopefully the food that will feed the people of this state and part of this nation. But when they looked at their equipment, when they looked at their crops they found no rain. They found the fertilizer they had put in the ground lost. They knew they would lose this year, but later today we will increase the cost of fertilizer. That's true all over the country but government never, never fails. I want to tell you this because somebody ought to say it.

We have ample evidence, Senator Spicola, and you other lawyers, to prove the point that I desire to make. The other day we talked about Australia. We won't do that again today except to say that when they started down the path we're taking here today they had unemployment of 2.4 percent, inflation of 4.5 percent and when they failed, and they did fail, they had inflation of 13.4 percent, and unemployment of 8.2 percent.

Now, in the case of Great Britain, they had one out of four people in government when they failed. We've got one in five. They had 55 percent of their dollars going into government. We have 44 percent. They were re-investing 13 percent of the gross national product; we're re-investing 14 percent. That's how close we are.

Today in this country, and it's undeniable, the national debt is \$15,400 for each man, woman and child. That's \$61,500 for a family of four. I would submit to you that a family of four, on the average in this country, could not borrow \$61,600 if they had already mortgaged their house and were preparing for their children's education.

The average household this year will pay \$9,607.00 in taxes, an increase of a thousand dollars over last year, and the federal tax has jumped a thousand percent since 1950. State and local taxes have gone up even higher.

Listen to these figures, if you will. A person today, in an average work day, works the first two hours and 42 minutes for the government, just for the government. The next 90 minutes he works for his home, 69 minutes for food, 26 minutes for medical care and 49 minutes for education and everything else that they have to have.

In regard to the purchase of public lands, we have nine billion dollars in ownership of public lands in Florida, more than anybody in the South, and it continues to go up. Every time we buy a piece and take it off the tax rolls, Senator Don Childers, it's just that much more that you're going to have to pay in taxes for education. In the field of education, the greatest demand that we have this year, the hard fact is that we're now sixteenth in the nation in per-pupil expenditure, first in the southeast, and we're thirty-fifth in the ability to pay.

Senators, I just wanted to remind you of those facts. I also wanted to recognize the hard work that everyone has done, including the President of the Senate. But there is a better and more reasonable way to solve this matter. If this bill should not pass, and I have asked no one to vote against it, with a three hundred million dollar cushion, all we have to do is wait until July 1. Then all the pressure for the passage of this bill, which is a 13 percent increase in all of government, will be on the other House. We can pass a bill within anticipated revenue and maybe reverse the trend, which if not reversed is going to have a serious effect on this state and this country. Thank you.

On motion by Senator Peterson, the following remarks by Senator Myers relating to HB 10-A were printed in the Journal:



**Senator Myers:** Mr. President, Senators. As usual, Senator Barron has made some very telling and effective arguments with which I concur to a great extent. Senator Barron picks his subject matters very carefully during the legislative session and when he does he usually speaks with some in-depth knowledge and makes some telling points.

Senators, I'm going to vote for the conference committee report because I respectfully submit, Senator Barron, Senator Scarborough, that the full economic picture has not been painted by these Senators in making their summaries.

Listen, if you will, to just a few additional remarks I think rounds out the picture which Senator Barron did paint well; but he only painted a part of it. For instance, since 1971 the legislature has repealed more taxes than it has increased by \$30,700,000 on an annual basis. Since 1971 the percent of people's income going to the General Revenue Fund has decreased by 18 percent. Consumer prices have increased 57.2 percent since 1971.

Since 1973-74 gasoline tax receipts have increased 17 percent while the cost of living has increased 34 percent. That's why we find ourselves backlogged in our road maintenance and resurfacing programs, because we have not kept up with the eating into the value of the dollar that inflation has done in transportation.

Since 1971, Senator Barron, the following new responsibilities have been assumed by state government which were previously done by local governments through ad valorem taxes: issuance of drivers' licenses; mental health community treatment; funding of the judicial system through Article V, which Senator Barron took a courageous and bold part in but it ended up costing us in excess of 60 million dollars a year to fund through state revenues; juvenile detention and probation programs, which we took over from the counties; statewide probation and detention systems; crime laboratories; and on ad infinitum.

Total general revenue appropriated for 1974-75 was \$2,598,800,000. For 1976-77 it was \$2,488,800,000, or \$110,000,000 less than two years ago.

The Governor's recommended budget for 1977-78 is \$2.8 billion. That represents an increase above 1974-75 of 11 percent, while the cost of living has increased since that time more than 21 percent.

Since 1974-75 when we got tougher on crime, as we should, our prison population has nearly doubled, from 11,511 to over 21,000 anticipated for this next year. And we must, if we believe what we said three years ago, provide for housing these criminals and we can't do it on last year's budget.

In 74-75 Offender Rehabilitation and Probation and Parole were appropriated for operations, \$69 million. The Senate Appropriations Bill included \$123.6 million for these same functions. For 1977-78 that's an increase of 79 percent while the cost of living has increased 21 percent and the work load nearly 100 percent.

Finally, Senators, I want to submit to you that we have no reason to be ashamed of our efforts to cut government costs. The latest reports of the Advisory Committee on Intergovernmental Relations shows that we rank near the bottom in this country on the cost of government, both state and local, believe it or not, so we have not been overzealous in funding our bureaucracy in Florida. Unfortunately, as Ralph Turlington said about two years ago in the House when this very same issue arose, it takes a courageous person to stand up and vote for new taxes and for a responsible government budget and be labeled as a liberal tax-and-spender while giving someone else a soap-box or posturing position to make a courageous, fiscally conservative, speech while voting for no taxes.

I want to submit to you, Senators, that if it were not for the so called tax-and-spenders who sit here and face their responsibility and vote out a budget that needs to be voted to meet the issues I have indicated to you, then we wouldn't be hearing these other courageous speeches by those who sit here and say they are not going to vote for any new taxes because they're going to be fiscally conservative. Because if we didn't vote for the new taxes and this responsible budget then they'd have to be pressing the button to vote for them.

Well, I'm sort of tired of taking the heat and I wish all of us would sit here and be responsible and vote the way you

know we ought to and that is to approve this conference committee report.

On motion by Senator Trask, the following remarks by Senators Plante and Brantley relating to HB 10-A were printed in the Journal:

**Senator Plante:** Mr. President, Senators, we come down to this every year. Florida's first billion dollar budget didn't come until February of 1968. In 1967 we passed a budget of \$980,000,000 which was for a two year period, came back in 1968, the last week of January and the first week of February, passed the one percent sales tax, gave \$240,000,000 to education, and the teachers struck.

Senators, you've heard a lot of talk about programs and things we've done. The appropriations bill is written by this Senate and by the House of Representatives every day on the floor. It's not this year's appropriations bill you're passing now; it's the programs you've passed year after year after year. You sat here the other day and voted 26 to 30 million dollars for next year unanimously when you passed compensatory education. Now, if I'm back don't ask me not to fund it. You sat here and voted for a bill many years ago almost unanimously to deal with alcoholics. Now don't ask me to be responsible for not funding it.

The Senator from the 3rd sat on the subcommittee and moved 74 million dollars into this bill and then he says, "But don't fund it."

You sat here this year and passed a bill unanimously that added a half million dollars to the budget for a bill by Senator Jon Thomas. You passed a bill two years ago with one "no" vote on Retardation Bill of Rights. It added 6.4 million dollars to the next year's budget.

Now, if you want to cut the budget, quit voting for new programs. It's that simple. This budget is not a perfect budget and I don't like it. There are a lot of areas I think are too high.

Let's go back, let's take it out of roads. We'll cut that out, there are 74 million dollars in that area. Maybe the back row would like that. Let's go back, let's take it out of education. The Senator from the 2nd says there's not enough in education yet he doesn't want to raise taxes. I think you'd better straighten up. You should either start not voting for new programs or when you do vote for them, fund them.

**Senator Brantley:** Mr. President, Senators. I want to pick up just a bit on what the Senator from the 14th just said. And I want to tell you where we are and how we got here. I challenge anybody, with any accuracy, in this Senate, or in the press, or anybody within the sound of my voice, to tell me that this hasn't been one of the most open sessions we've had in the Florida Senate for as many years as I can recall.

I want to remind you of a press story when I was designated your president; and I'm grateful for it. One of you, and I don't know who, said that one of Brantley's problems is he's loyal to a fault. That's true.

There is nothing in this life that's more important than a friendship or a cause that you can believe in. During the two previous administrations there wasn't a single fellow or lady in this chamber that fought to hold taxes down any harder than I did. It was my responsibility, it was my job. I believed in it. I believed in the leadership and I carried through, sometimes getting blistered by you Senators and certainly by the press.

That's okay. There's nothing wrong with that.

Now let's talk about this bill. It's exactly as Senator Plante told you. You wrote this bill. Each and every one of you has chatted with me from time to time and I have conveyed your thoughts to the subcommittee chairmen and the chairman of Appropriations.

We've tried to put your thoughts, as much as possible, into this bill, and as Senator Plante said, "If you don't want to fund them, stop voting programs".

Senators, I'm going to answer another question too. A question that was asked by the Senator from the 21st. Is it the judgment of the chairman of Appropriations, that if we stay here longer we will get a reduced budget? I had to make those same judgments along with your President and the other lead-



ers of years gone by and, yes, we were able to hold the line, but we had increased spending.

I've got to tell you it's my best judgment now, based on the comments from you and from members of the House of Representatives, that if you stay here until hell freezes over you're going to have more spending, in my judgment, than you have in this bill. You want to do it? I'm willing. I can stay here forever, but I'm going to tell you something; you're not going to get, in my judgment, a more fiscally conservative bill than you now have before you.

I'm going to ask each and every one of you to wrestle within your own self—the red or the green button?

No one is going to say I'm not a fiscal conservative. I've proven it over ten years, but I'm going to ask you to vote for this bill. I'm going to ask you to pass it because this Senate and the House of Representatives have an obligation because the people of our district elected us. We have an obligation and a responsibility both constitutionally and statutorily, to provide a budget for the operation of state government, and to shirk that responsibility, in my judgment, is irresponsibility.

You ought to vote for the bill and pass it. It's very strange that the Senator from the 3rd and the Senator from the 33rd are voting against a measure for opposite reasons. That tells me, Senators, that you and I, in the middle, are right. We're responsible and we're going to do our job. Vote for it.

On motion by Senator Pat Thomas, the rules were waived and the Senate reverted to—

## INTRODUCTION

By Senators Pat Thomas, Brantley, Barron, Castor, Chamberlin, Don Childers, W. D. Childers, Dunn, Firestone, Gallen, Glisson, Gordon, Gorman, Graham, Hair, Henderson, Holloway, Johnston, Lewis, MacKay, McClain, Myers, Peterson, Plante, Poston, Renick, Saylor, Scarborough, Scott, Skinner, Spicola, Jon Thomas, Tobiasen, Trask, Vogt, Ware, Williamson, Wilson and Winn—

SR 63-A—A resolution honoring Dr. Edwin R. Hartz for his 30 years service to the people of Florida.

—was read the first time by title. On motion by Senator Pat Thomas, SR 63-A was read the second time in full and adopted. The vote was:

Yeas—37

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiasen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Saylor	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	
Gallen	McClain	Spicola	
Glisson	Myers	Thomas, Jon	

Nays—None

On motion by Senator Gallen, the rules were waived and the Senate recessed at 11:52 a.m. to reconvene at 2:00 p.m.

## AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—38:

Mr. President	Gorman	Peterson	Tobiasen
Barron	Graham	Poston	Trask
Castor	Hair	Renick	Vogt
Chamberlin	Henderson	Saylor	Ware
Childers, Don	Holloway	Scarborough	Williamson
Childers, W. D.	Johnston	Scott	Wilson
Dunn	Lewis	Skinner	Winn
Firestone	MacKay	Spicola	Zinkil
Gallen	McClain	Thomas, Jon	
Glisson	Myers	Thomas, Pat	

On motions by Senator Lewis, by two-thirds vote Senate Bills 32-A, 40-A, 41-A, 39-A, 55-A, 51-A, 48-A, 49-A, 50-A, 56-A, 33-A and 34-A were withdrawn from the Committee on Finance, Taxation and Claims and by two-thirds vote placed on the Special Order Calendar.

On motions by Senator Vogt, by two-thirds vote HB 36-A was withdrawn from the Committee on Economic, Community and Consumer Affairs and by two-thirds vote placed on the Special Order Calendar.

On motions by Senator Lewis, by two-thirds vote HB 35-A was withdrawn from the Committee on Finance, Taxation and Claims and by two-thirds vote placed on the Special Order Calendar.

On motions by Senator Lewis, the rules were waived and by two-thirds vote HB 30-A was withdrawn from the Committee on Finance, Taxation and Claims and by two-thirds vote placed on the Special Order Calendar in lieu of HB 53-A.

On motions by Senator Zinkil, by two-thirds vote HB 54-A, Senate Bills 46-A and 62-A were withdrawn from the Committee on Governmental Operations and by two-thirds vote placed on the Special Order Calendar.

On motions by Senator Graham, by two-thirds vote SB 65-A was withdrawn from the Committee on Economic, Community and Consumer Affairs and by two-thirds vote placed on the Special Order Calendar for consideration following SB 22-A.

Senator Gallen presiding

## SPECIAL ORDER, continued

SB 20-A—A bill to be entitled An act relating to assessments of special classes of property; amending s. 193.511, Florida Statutes; changing the assessment on items of inventory from 25 percent to 10 percent; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 20-A was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gorman	Poston	Trask
Castor	Graham	Renick	Vogt
Chamberlin	Hair	Scarborough	Ware
Childers, Don	Holloway	Scott	Williamson
Childers, W. D.	Lewis	Skinner	Wilson
Dunn	MacKay	Spicola	Winn
Firestone	McClain	Thomas, Jon	Zinkil
Gallen	Myers	Tobiasen	
Glisson	Plante		

Nays—2

Henderson Johnston

Vote after roll call:

Yea—Saylor

SB 23-A—A bill to be entitled An act relating to the sales, storage, and use tax; amending s. 212.05(6), Florida Statutes, 1976 Supplement; providing a cap on the amount of tax on the sale of certain machinery, equipment, parts and accessories therefor, used in manufacturing, processing, compounding, producing, mining, or quarrying personal property for sale or for use in furnishing research, communications, transportation or public utility services; prescribing the period in which records are to be kept and audit authorized; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 23-A was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—24

Mr. President	Gorman	Poston	Thomas, Pat
Chamberlin	Hair	Saylor	Tobiassen
Childers, W. D.	Holloway	Scarborough	Trask
Firestone	Lewis	Scott	Vogt
Gallen	Myers	Skinner	Wilson
Glisson	Peterson	Thomas, Jon	Winn

## Nays—11

Castor	Henderson	McClain	Williamson
Childers, Don	Johnston	Renick	Zinkil
Graham	MacKay	Ware	

Votes after roll call:

Nays—Dunn, Spicola

SB 22-A—A bill to be entitled An act relating to sales, storage, and use tax; amending s. 212.02(3)(c), Florida Statutes, 1976 Supplement; renumbering s. 212.08(10), Florida Statutes, and adding a new subsection (10) to said section, to provide that fuel and energy used in manufacturing or processing tangible personal property for sale be taxed at the rate of 3 percent; providing an effective date.

—was read the second time by title.

Senator Vogt moved the following amendment which was adopted:

**Amendment 1**—On page 2, line 17, strike “.” and insert: ; provided, however, that such partial exemption of fuels and energy shall not include fuels and energy used by business required by law to be licensed by the Division of Hotels and Restaurants of the Department of Business Regulation.

On motion by Senator Vogt, by two-thirds vote SB 22-A as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

## Yeas—26

Mr. President	Graham	Renick	Vogt
Childers, W. D.	Hair	Saylor	Ware
Dunn	Holloway	Scott	Wilson
Firestone	Lewis	Skinner	Winn
Gallen	Peterson	Thomas, Jon	Zinkil
Glisson	Plante	Thomas, Pat	
Gorman	Poston	Trask	

## Nays—11

Castor	Henderson	McClain	Spicola
Chamberlin	Johnston	Myers	Williamson
Childers, Don	MacKay	Scarborough	

Vote after roll call:

Yea to nay—Graham

SB 65-A—A bill to be entitled An act relating to the corporate income tax; creating s. 220.16, Florida Statutes; providing a tax credit for corporations making expenditures creating new employment in Florida; providing requirements and limitations on the availability of the tax credit; providing for the availability of certain records to the Department of Revenue; authorizing the department to adopt certain rules; requiring certain reports to the Legislature; providing an effective date.

On motions by Senator Graham, by two-thirds vote SB 65-A was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—32

Barron	Firestone	Henderson	Peterson
Chamberlin	Gallen	Holloway	Plante
Childers, Don	Glisson	Lewis	Poston
Childers, W. D.	Graham	MacKay	Renick
Dunn	Hair	Myers	Saylor

Scott	Thomas, Pat	Vogt	Wilson
Skinner	Tobiassen	Ware	Winn
Thomas, Jon	Trask	Williamson	Zinkil

## Nays—5

Castor	McClain	Scarborough	Spicola
Johnston			

Votes after roll call:

Yea—Gorman

Nay to yea—Castor

By direction of the Presiding Officer the following Conference Committee Report was read:

## CONFERENCE COMMITTEE REPORT ON SB 29-A

The Honorable Lew Brantley  
President of the Senate

The Honorable Donald L. Tucker  
Speaker, House of Representatives

Sirs:

Your conference committee on the disagreeing votes of the two houses on SB 29-A, same being:

A bill to be entitled An act relating to educational facilities; amending various sections of chapters 235 and 236 and s. 230.776, Florida Statutes; providing definitions; clarifying existing terminology; deleting obsolete provisions; making current provisions applicable to school boards also apply to community college boards of trustees, the Board of Trustees of the Florida School for the Deaf and the Blind and in certain portions the Board of Regents; providing intent and purpose; providing that the State Board of Education adopt rules for the administration of the Office of Educational Facilities Construction; providing that the respective boards be within the jurisdiction of the Office of Educational Facilities Construction; providing for interdepartmental cooperation; providing that said office administer the Public Education Capital Outlay and Debt Service Trust Fund, update the uniform building code for facilities construction and capital improvement, and shall delegate its inspection process to the respective boards; providing that such boards may permit use of educational facilities for other purposes and may dispose of unnecessary property; requiring a survey for suitable space; authorizing the exercise of the right of eminent domain by boards of trustees; authorizing the construction or location of educational facilities on leased private property under certain conditions; providing that the respective boards establish comprehensive programs of safety and sanitation, provide for periodic inspection of educational plants; and correct deficiencies; providing for inspection of plants by other public agencies; authorizing rules prescribing standards for maintenance and operation of educational plants; providing criminal penalties for defacing educational buildings or vehicles; providing for emergency drills for all education facilities; providing for educational plant surveys and for the adoption, submission, review, and approval of proposed educational facilities programs based on the surveys; providing for exceptions to recommendations in educational plant survey; providing for adoption of capital outlay budgets by the respective boards, for site planning, selection of sites, and renovation of sites; providing for coordination with local governments; providing for cooperative development and use of educational facilities and allocation of funds to construct such facilities; providing for the use of relocatable facilities, for provision and use of prototype design criteria, for the lease of facilities, and for construction procedures; providing for facilities construction; requiring that educational facilities be constructed in compliance with the State Uniform Building Code for Public Educational Facilities Construction and that the applicable board supervise and inspect construction; providing for approval of construction, alteration, renovation, repair, purchasing, or leasing of an educational plant over a certain cost by the Office of Educational Facilities Construction; providing for legal effect of the Uniform Building Code; providing requirements with respect to advertising and awarding of and entering into contracts for construction, repair, or alteration of educational facilities; providing for

substance of contracts, contractors' bonds, penalties for not adhering to plans, contract changes, payments, and expenditures for improvements to educational facilities; providing for submission of comprehensive budget request by the Commissioner of Education for all levels of education and the elements to be included in the request; providing for transfer, distribution, and allocation of appropriations and moneys for capital outlay projects and for records maintained by the office identifying advances, transfers, investments, sinking funds and revenue receipts by source; providing for a 5 year appropriation and cash management programs; providing that the Public Education Capital Outlay and Debt Service Trust Fund includes premiums and accrued interest from the sale of public education bonds; appropriating such premiums and interest to such fund; providing for advance funding; providing for financing of approved capital outlay projects; providing for educational plant and annual debt service needs; providing for allocation of funds; providing for expenditure of funds allocated for such purpose; authorizing the acquisition of radio and television facilities by boards of trustees; providing an appropriation; repealing s. 235.30, Florida Statutes, relating to a school board providing for inspection and supervision of building construction; repealing s. 236.013(2), (4)-(9), (11), (12), (14), Florida Statutes, relating to definitions reenacted elsewhere by the act; repealing ss. 236.612-236.617, Florida Statutes, relating to revenue bonds; providing an effective date.

having met, and after full and free conference, do recommend to their respective Houses as follows:

1. That the House recede from the House Amendments.
2. That the Senate recede from the Senate Amendments.
3. That the House and Senate concur in Conference Committee amendments 1 and 2, attached hereto, and by reference made a part of this report.

The following statement is submitted in explanation of the effect of the action agreed upon and recommended in this report:

Includes community colleges and, in specific instances the Board of Regents, under the provision of chapter 235. Makes necessary technical and substantive changes to conform appropriate portions of chapters 230, 235, and 236. Repeals obsolete language and provisions made redundant by transfer of chapter 235. Places all levels of education under the same standards for surveying space, generating need, receiving an allocation and expending said allocation.

*Curtis Peterson*  
*Betty Castor*  
*John T. Ware*

Managers on the part of the Senate

*James L. Redman*  
*C. Fred Jones*  
*Clarke Maxwell, Jr.*

Managers on the part of the House of Representatives

**Conference Committee Amendment 1**—Strike everything after the enacting clause and insert: Section 1. Section 235.011, Florida Statutes, is created to read:

235.011 Definitions.—Notwithstanding the provisions of s. 228.041, the following terms shall be defined as follows for the purpose of this act:

(1) "Improved educational environment" means the improvements to existing educational facilities, such as altering, remodeling, improving, renovating, or repairing, which are necessary to attain the uniform student station standards.

(2) "Relocatable facility" means an educational facility which has been designed to incorporate the following elements:

- (a) Portability;
- (b) Reconstructibility;
- (c) Demountability;
- (d) Durability of components;
- (e) Simplicity of components;
- (f) Flexibility of interior spatial relationships;

- (g) Adaptability to solar energy systems;
- (h) Minimum foundation work;
- (i) Interfaceability with existing, conventional construction; and
- (j) Maximum recoverability of components when the facility is relocated.

(3) "Satisfactory educational facility" means a facility which has been recommended for continued use by an educational plant survey or which has been classified as satisfactory in the state inventory of educational facilities.

(4) "Educational facilities" means the buildings and equipment that are built, installed, or established to serve educational purposes, which may lawfully be used.

(5) "Educational plant" comprises all the physical features incident to, or necessary to accommodate, students and teachers and the activities of the educational program of each plant.

(6) "Educational plant survey" means a systematic study of present educational plants and the determination of future needs to provide an appropriate educational program for each student conducted by or approved by the department.

(7) "Unhoused students" means the actual or projected students in excess of the existing student stations.

(8) "Projected plant need" means the sum of the following estimated factors:

- (a) Construction costs;
- (b) Legal and administrative costs;
- (c) Architectural fees;
- (d) Costs of correcting deficiencies which produce unsafe, unhealthy, or unsanitary environments; air conditionings; remodeling; and renovations;
- (e) Cost of new furniture and equipment for new construction;
- (f) Cost of site improvement; and
- (g) Cost of site acquisition.

(9) "Board", unless otherwise specified, means a district school board, a community college board of trustees, or the Board of Trustees for the Florida School for the Deaf and the Blind. The term "board" does not include the State Board of Education.

(10) "Capital project" means sums of money appropriated to the Public Educational Capital Outlay and Debt Service Trust Fund for the state system of public education.

(11) "Housing index" is the relationship between the number of students to be housed and the number of student stations required to adequately house such students.

(12) A "student station" is the appropriate area and environment necessary for a student to engage in educational learning activities appropriate to his needs and shall include but not be limited to classroom, teaching, vocational and occupational laboratory space, library, and cafeteria space, as determined by rules of the State Board of Education.

Section 2. Unless otherwise specified only the following sections of chapter 235 shall apply to the Board of Regents: ss. 235.014, 235.02, 235.045, 235.055, 235.065, 235.14, 235.15, 235.155, 235.16, 235.18, 235.19, 235.195, 235.211(2) and (3), 235.34, 235.41, 235.42, 235.4235, and 235.435.

Section 3. Sections 235.002, 235.01, 235.012, and 235.013, Florida Statutes, are amended to read:

235.002 Intent.—The intent of the Legislature is:

(1) To guarantee to each student in the Florida public education school system the availability of an educational environment appropriate to his educational needs which is substantially equal to that available to any similar student, notwithstanding geographic differences and varying local economic factors.

(2) To utilize, as far as practicable, innovative designs, construction techniques, and financing mechanisms in building educational facilities for the purpose of reducing costs, creating a more satisfactory educational environment, and reducing the amount of time necessary for design and construction to fill unmet needs.

(3) To provide a systematic mechanism whereby educational facilities construction plans can meet the current and projected needs of the public education system population school populations as quickly as possible by building uniform, sound educational environments, removing the necessity of involuntary multiple daily sessions in elementary and secondary schools, and alleviating overcrowding and to provide a sound base for planning for educational facilities needs.

(4) To provide a systematic plan for educational construction in each school district whereby school sites may be acquired, educational requirements formulated, and architectural plans and specifications developed so as to proceed immediately with the construction of educational facilities when funds are made available.

235.01 Purpose.—The purpose of this chapter is to authorize state and local district school officials to cooperate in establishing and maintaining educational school plants that will meet public educational school needs throughout the state in promoting the health, comfort, and the moral and intellectual development of students school children.

235.012 Office of Educational Facilities Construction.—There is authorized and established an Office of Educational Facilities Construction, which shall be a part of the staff organization of the Commissioner of Education. For purposes of this chapter, the term "office" shall mean the "Office of Educational Facilities Construction." The office shall recommend and the State Board of Education shall adopt rules to the State Board rules, regulations, and procedures for the administration of its programs and activities as hereinafter provided. Support for the programs and activities of the office shall be included in the legislative budget request of the Commissioner of Education.

253.013 Interdepartmental cooperation.—It is the intent of the Legislature that the office draw upon the expertise and the staff of all appropriate departments and agencies of the state in fulfilling its functions. The functions of the Division of Planning of the Department of Administration, the Division of Building Construction and Property Management of the Department of General Services, and the Department of Education shall be utilized as needed and to the best advantage by the office so that the intent of the Legislature is fully implemented.

Section 4. Sections 235.014, 235.015, 235.016, and 235.018, Florida Statutes, are amended to read:

235.014 Functions of the office.—The functions of the office shall include, but not be limited to, the following:

(1) To require of the local school boards the development and submission of long-range plans for educational facilities construction.

(2) To require local school boards to submit plans for necessary improvements to existing plants schools within the district.

(3) To establish standards for all nonformula generated space including public broadcasting stations.

(4)(3) To authorize and request, when there is a clear and present danger to life and safety, county and municipal governments, in cooperation with local school boards, to construct and maintain sidewalks or bicycle trails within a 2-mile radius of each educational facility school within the jurisdiction of the local government school board.

(5)(4) To evaluate approve or disapprove, for reasons shown, each board's annual plan for educational facilities and the priority identification of construction and its plans for specific needs for inclusion in the integrated comprehensive budget request projects.

(6)(5) To require of the boards the submission of other educational plant inventories data and data or information relevant to educational facilities construction and or capital improvements.

(7)(6) To require of each board district, all agencies of the state, and other appropriate agencies complete and accurate financial data as to the amounts of funds from all sources that are available for educational facilities construction and capital improvements.

(8) To administer the Public Education Capital Outlay and Debt Service Trust Fund.

(9)(7) To recommend to the State Board of Education rules and regulations defining approved capital expenditures which shall be paid by the state.

(10)(8) To approve or disapprove, for reasons shown, the purchase of or the leasing of sites for educational purposes acquisition of sites by the boards and plans and specifications for new educational facilities construction or for the improvement of existing structures on sites as submitted.

(11)(9) To present a report to the State Board of Education on the needs of educational facilities construction and capital improvements and a suggested level of funding for each fiscal year.

(12)(10) To develop the techniques mechanisms to be used in the bidding and construction of specific projects.

(13)(11) To recommend to the State Board of Education rules and regulations relating to the actual construction of educational facilities and improvements to existing structures and or sites.

(14)(12) To require analyses of locally available materials in relation to economy, ready availability, and speed of construction.

(15)(13) To determine the roles of the different state and local government agencies, including planning commissions, in the planning, design, and construction of educational facilities and improvements to insure inclusion of services and programs for community centers that can appropriately be provided on a single site for the purpose of meeting current and future needs of the community to be served.

(16)(14) To develop, review, update, and revise a mandatory, uniform building code for facilities school construction and capital improvement by boards; and to promulgate appropriate administrative rules for the implementation of and regulations after the code is adopted by the State Board of Education.

(17)(15) To insure as far as practicable that there be as much participation as possible by local personnel in determining its programs and activities, that local initiative should be encouraged and utilized in order, and that the needs of local communities be met, as far as practicable, given consideration when constructing new educational facilities or making additions or improvements to existing facilities in the community.

(18)(16) To perform any other functions that may be involved in educational facilities construction and capital improvement which shall insure that the intent of the Legislature is implemented.

235.015 Associate commissioner for educational facilities construction.—The programs and activities of the office shall be administered by an associate commissioner who shall be directly responsible to the commissioner. The associate commissioner shall be appointed by, and serve at the pleasure of, the commissioner.

235.016 Duties and responsibilities of the associate commissioner.—The duties and responsibilities of the associate commissioner shall include, but not be limited to, the following:

(1) To recommend rules and regulations for the operation of the programs and activities of the office for consideration by and to present them to the State Board of Education.

(2) To recommend for employment staff sufficient to carry out all the functions and responsibilities of the office as herein hereinafter provided.

(3) To organize the staff in the most efficient way to carry out the duties, responsibilities, programs, and functions of the office effectively and to insure that the intent of the legislature is implemented.

(4) To submit to the commissioner an annual report on the projected needs of *educational school* facilities construction and capital improvements for each fiscal year and to recommend a suggested level of funding to be presented by the commissioner to the State Board of Education.

(5) To review all requests for construction and capital improvement funds and to make recommendations to the commissioner concerning approval and funding.

(6) To perform such other functions as may be required of him by the commissioner, state board rules regulations, or law.

235.018 Delegation of review and approval authority.—The Office of Educational Facilities Construction may delegate its review, and approval, and inspection process as required in subsection 235.26(4) to a *district school* board if:

(1) The *board district* has satisfactorily demonstrated that it is competent to inspect and approve plans for educational facilities.

(2) Such plans and facilities conform with the Uniform Building Code for Public Education Facilities, as required in s. 235.26.

(3) The plans and specifications for an educational facility have been prepared by, and reflect the seal of, a Florida registered architect or a Florida registered professional engineer and such architect or engineer certifies that the documents comply with the provisions of this chapter and all applicable rules and regulations of the State Board of Education.

Section 5. Sections 235.02, 235.04, 235.05, 235.055, and 235.06, Florida Statutes, are amended and section 235.045, Florida Statutes, is created to read:

235.02 Use of *school* buildings and grounds.—The *school* board, including the Board of Regents, may permit the use of *educational facilities school* buildings and grounds within the district, out of school hours during the school term, or during vacation, for any legal assembly, or as community use play centers, or may permit the same to be used as voting places in any primary, regular, or special election. The *school* board shall adopt rules and regulations necessary to protect *educational facilities and grounds school* plants when used for such purposes, and shall provide for the use of *school* property.

235.04 Disposal of *school* property.—

(1) REAL PROPERTY.—Subject to rules regulations of the state board, the *school* board may dispose of any *school* land or real property which is by resolution of such *school* board determined to be unnecessary for *educational school* purposes either because of location, condition, or other cause. The *school* board shall take diligent measures to dispose of *educational school* property only in the best interests of the *public school* district.

(2) TANGIBLE PERSONAL PROPERTY.—Tangible personal property which has been properly classified as surplus by the *school* board shall be disposed of in accordance with the procedure established by chapter 274. However, the provisions of chapter 274 shall not be applicable to a motor vehicle used in driver education to which title is obtained for a token amount from an automobile dealer or manufacturer. In such cases, the disposal of the vehicle shall be as prescribed in the contractual agreement between the automotive agency or manufacturer and the *school* board.

235.045 Whenever any board, including the Board of Regents, in the state has insufficient instructional space to meet existing needs, such board shall conduct an in-house survey to determine whether space suitable for instructional use is available in any public or private facility which may be leased or otherwise acquired to meet the instructional needs of the board. Each board which conducts a survey shall prepare a report evaluating the adequacy of any such available space with respect to sanitation, safety, and any other factors which have a bearing on its suitability for use as instructional space, and shall include in the report the estimated cost of using the available space to meet the instructional needs of the board. The board shall submit a copy of the report to the Department of Education.

235.05 Right of eminent domain.—

(1) There is conferred upon the school board in each of the several districts in the state the authority and right to take private property for any public school purpose or use when, in the opinion of the school board, such property is needed in the operation of any or all of the public schools within the district, including property needed for any school purpose or use in any school district or districts within the county. The absolute fee simple title to all property so taken and acquired shall vest in the school board of such district unless the school board seeks to appropriate a particular right or estate in such property.

(2) The board of trustees may exercise the right of eminent domain as provided in s. 230.754(2)(f).

235.055 Construction of facilities on leased property; conditions.—

(1) School Boards, including the Board of Regents, are authorized, when approved by the Department of Education, to construct *educational school* facilities on land which is owned by a federal, state, county, or municipal governmental agency after the *school* board has acquired from the owner of the land a long-term lease for the use of this land for a period of not less than 40 years or the life expectancy of the permanent facilities constructed thereon, whichever is longer.

(2) A board is authorized when approved by the office, to enter into a short-term lease for the use of land owned by entities enumerated in subsection (1) on which temporary or relocatable facilities are to be utilized.

(3) Pursuant to state board rules, a board is authorized to enter into a short-term lease for the use of land and buildings on which capital improvements may be made.

235.06 Safety and, sanitation standards and, inspection, and condemnation of *school* property.—The State Board of Education is empowered and directed to adopt rules regulations prescribing standards for the safety and health of occupants of *educational school* plants as a part of the State Uniform Building Code for Public Educational Facilities Construction as provided in s. 235.26. These standards shall be used by all public agencies when inspecting public educational facilities. In accordance with such standards, each *school* board shall prescribe policies and procedures establishing a comprehensive program of safety and sanitation for the protection of occupants of public educational facilities. Such policies shall contain procedures for periodic inspections as prescribed herein and for withdrawal of any *educational school* plant, or portion thereof, from use until unsafe or unsanitary conditions are corrected or removed.

(1) PERIODIC INSPECTION OF SCHOOL PROPERTY BY THE SCHOOL BOARD.—Each *school* board shall provide for periodic inspection of each *educational public school* plant at least once during each *fiscal school* year to determine compliance with standards of sanitation and safety prescribed in the rules regulations of the state board. Such inspection shall be conducted by qualified employees of the *school* board or, in the alternative and upon approval of the board, by architects or engineers licensed to practice in Florida or by appropriate state or local public agencies. A copy of each inspection report shall be forwarded to the Department of Education. A copy of the fire safety inspection report only shall be forwarded to the State Fire Marshal. If major deficiencies are noted in any inspection, the *school* board shall either take action to promptly correct such deficiencies or withdraw the *educational school* plant from use until such time as the deficiencies are corrected.

(2) INSPECTION OF EDUCATIONAL SCHOOL PROPERTY BY OTHER PUBLIC AGENCIES.—A safety or sanitation inspection of any *educational public school* plant may be made at any time by the Department of Education or any other state or local agency authorized or required to conduct such inspections by either general or special law. Such inspections shall be conducted by staff members of the agency or by local personnel certified and authorized by the agency to perform inspections. Each agency conducting inspections shall use the standards adopted by the State Board of Education in lieu of, and to the exclusion of, any other inspection standards prescribed either by statute or administrative rule regulation. If deficiencies are noted in any inspection, the agency shall notify the *local school* board, and upon their failure to take corrective action within a reasonable time may request the commissioner to:

(a) Order that appropriate action be taken to correct all deficiencies in accordance with a schedule determined jointly by the inspecting authority and the school board. In the development of such schedule, consideration shall be given to the seriousness of the deficiencies and the ability of the school board to obtain the necessary funds; or

(b) After 30 calendar days' notice to the school board, order all or a portion of the educational school plant withdrawn from school use until deficiencies are corrected.

Section 6. Section 235.065, Florida Statutes, is created to read:

235.065 Maintenance and operation of educational plants.—The State Board of Education shall adopt rules prescribing standards for the proper maintenance and operation of educational plants and shall adopt procedures for evaluating the extent to which these standards are being met. The prescribed standards shall serve as a guide for the boards for proper maintenance.

Section 7. Section 235.09, Florida Statutes, is amended to read:

235.09 Obscenity on educational school buildings or buses.—Whoever willfully cuts, paints, pastes, marks, or defaces by writing or in any other manner, any educational school building, furniture, apparatus, appliance, outbuilding, ground, fence, tree, post, vehicle school bus or other educational school property with obscene word, image, or device shall be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082, or s. 775.083, or s. 775.084. This section shall not apply to any student pupil in and subject to the discipline of the school or community college.

Section 8. Sections 235.14, 235.15, and 235.16, Florida Statutes, are amended to read:

235.14 Emergency drills.—The Department of Education shall formulate and prescribe rules regulations and instructions for emergency drills for all the public education facilities schools of the state, and each administrator principal or teacher in charge of such facility school shall be provided with a copy of such rules regulations and instructions; and each such person shall see that emergency drills for his school are held at least once twice each calendar quarter semester and that all personnel teachers and students pupils of the school are properly instructed regarding such rules regulations and instructions.

235.15 Educational plant survey required.—At least every 5 years each school board, including the Board of Regents, shall arrange for a survey of the district school system to aid in formulating plans for housing the educational program and student population a long time program for the schools of the district or campus. Each survey shall be conducted by the Department of Education or an agency approved by the commissioner. Surveys conducted by agencies other than the Department of Education shall be reviewed and approved by the commissioner. The survey report shall include at least an inventory of existing educational plants, recommendations for existing educational plants, recommendations for new educational plants including the general location of each, and such other information as may be required by the rules of the State Board of Education. An official copy of each survey report shall be filed by the board with the office. This report may be amended, if conditions warrant, at the request of the board or commissioner. The report based on the survey shall show the location and condition of all school buildings, the location of pupils and the places where schools for the various grades should be maintained temporarily or permanently, and the utilization of school plants based on an extended school day or year-round operation, and shall include such other information as may be required under regulations of the state board. The school board may request assistance from the Department of Education in carrying on the survey or may utilize such other agency as may be approved under regulations of the state board. A copy of each such survey report shall be filed with the Department of Education.

235.16 Educational School plant construction program based on survey.—Each The school board, including the Board of Regents, after of any district in which a survey has been made, as provided in this chapter, shall, within 6 months after the completion of the survey, adopt and submit to the office Department of Education a proposed school plant program

for the educational facilities schools of that district. This school plant program of the district shall, insofar as practicable, be based upon the findings and recommendations of the survey report and shall be submitted in the form prescribed by the State Board of Education, taking into consideration the school needs of the entire district. The program may be amended by resolutions adopted by the school board, provided copies of the resolutions with supporting evidence are submitted to the office filed with the Department of Education. The office department shall cause a study to be made of the proposed program, or amendments thereto, for each board district and shall submit it, together with its findings and recommendations, to the State school Board of Education its recommendations for approval improvements in the program.

Section 9. Section 235.155, Florida Statutes, is created to read:

235.155 Exception to recommendations in educational plant survey.—Exception to the recommendations in the educational plant survey may be allowed if a board, including the Board of Regents, deems that it will be advantageous to the welfare of the educational system or that it will make possible a substantial saving of funds. A board requesting such an exception shall present a full statement, in writing, setting forth all the facts in the case to the State Board of Education through the Commissioner of Education, who shall make a recommendation on the request. The state board shall determine whether any exception to the recommendations of the educational plant survey shall be approved.

Section 10. Sections 235.18 and 235.19, Florida Statutes, are amended to read:

235.18 Annual capital outlay program and budget.—Each school board, including the Board of Regents, shall, each year, adopt a proposed capital outlay program and budget for the ensuing year in order that the capital outlay needs of the board district school system for the entire year may be well understood and, insofar as possible, provisions made for same. This capital outlay program and budget shall be a part of the annual school budget and shall be based upon and in harmony with the educational facilities construction long-range school plant program previously approved by the State Board filed with the Department of Education. This budget program shall designate and locate the capital outlay needs projects for the year, including new buildings, alterations and additions to be made. No funds public school fund shall be expended on any such need project not included in the budget as amended to date. If approved by the Department of Education, the budget program, as amended during the year with its approval, shall be executed as provided by law supplemented by rules and regulations of the State Board of Education.

235.19 School Site planning and selection.—

(1) Before acquiring property for school sites, each the school board, including the Board of Regents, of any district shall determine the location of proposed educational public school centers or campuses for the board district. In making this determination, the school board shall consider require the superintendent to prepare a comprehensive plan for the district which shall indicate existing and anticipated site school needs and the most economical and practicable locations of school sites. The board comprehensive plan shall coordinate be coordinated with the long-range or comprehensive plans of local, regional, and state governmental agencies to assure the compatibility of such plans with school site planning.

(2) The planning and selection of a new site or improvements to an existing school site shall include an investigation of the present and projected uses of property adjacent to the proposed school site to assure that such uses are not incompatible with the operation of the proposed educational facility school, an investigation of present and projected vehicular traffic and road capabilities in the vicinity of each proposed school site to assure the adequacy of safety and traffic control devices for the protection of students children attending the school, and such other studies as may be required by the district school board. In preparing recommendations regarding proposed school sites, the board superintendent may secure the services of the Department of Education or such other assistance as he may be found find desirable to aid in making a proper selection.

(3) Each new site selected shall be adequate in size to meet the educational needs of the students school to be served. The State Board of Education shall prescribe by rule standard



sizes ~~minimum standards of size~~ for new sites according to categories of ~~students to be housed~~ ~~pupil enrollment~~ and other appropriate factors as may be determined by the state board. ~~As far as practicable, any present sites which are not adequate shall be increased to conform to minimum standards for new sites.~~

(4) ~~School Sites recommended for purchase or purchased in accordance with the provisions of chapter 230 shall meet standards prescribed in this chapter and such supplementary standards as may be prescribed by the state board to promote the educational interests of the students children.~~ Each site shall be well drained and reasonably free from mud, and the soil shall be adapted to landscaping and suitable for outdoor educational as well as to playground purposes. Insofar as practicable, the school site shall not be located within any path of flight approach of any airport, or adjoin a right-of-way of any railroad or of any through highway, and shall not be adjacent to any factory or other property from which noise, odors, or other disturbances would be likely to interfere with the educational school program.

(5) It shall be the responsibility of the ~~board superintendent~~ to secure the cooperation of appropriate municipal, county, regional, and state governmental agencies in order that all necessary traffic control and safety devices are installed and operating upon or in the vicinity of any proposed public school site prior to the first day of classes in the school or to satisfy itself the district school board that every reasonable effort has been made in sufficient time to secure the installation and operation of such necessary devices prior to the first day of classes in the school. It shall also be the responsibility of the ~~board superintendent~~ to review annually the traffic control and safety device needs of each public school in the district and to initiate such efforts as are required to secure all necessary changes indicated by such review.

(6) School boards, with the assistance of superintendents, school principals, teachers, bus drivers, parents, pupils, the Department of Transportation, and local agencies and officials responsible for traffic safety, shall, on an annual basis, conduct surveys and reports on those hazards on or near public sidewalks, streets, and highways which endanger the life or threaten the health or safety of pupils who walk or are transported regularly between their homes and the school in which they are enrolled. The reports shall be submitted promptly in writing to the entity responsible for correction of the hazard, including the mayor or manager of the city, the Board of County Commissioners, or the Department of Transportation. According to the location of the hazard reported, and, until such hazards are corrected, the entity responsible for correction of the hazard shall take or cause to be taken such precautions as are practicable to safeguard pupils; provided, however, that the school board shall be responsible for providing safety precautions until the entity responsible for correcting the hazard arrives on the scene. Upon receipt of information from the school board concerning sidewalk, street, or highway hazards which threaten the safety of pupils, the Board of County Commissioners, the municipal official having proper authority, or the Department of Transportation shall investigate or cause to be investigated the place or situation reported and, with reasonable diligence and promptness, shall take such steps as are practicable to correct the hazard reported or shall report to the school board that it is impracticable to make corrections necessary to overcome the reported hazards.

Section 11. Section 235.193, Florida Statutes, is created to read:

235.193 Coordination of planning with local governing bodies.—

(1) It is hereby declared to be the policy of this state to require the coordination of planning between the school boards and local governing bodies to ensure that plans for the construction and opening of public educational facilities are coordinated in time and place with plans for residential development and concurrent with other necessary services.

(2) A school board, upon the request of a local governing body within its district, shall submit in writing to the local governing body an official statement clearly showing the capability or lack thereof of the existing public school facilities in an area being considered for development, redevelopment or additional development to absorb additional students without overcrowding such facilities.

(3) If there are no public school facilities in existence in the area of proposed development, the school board is required to provide the local governing body with the projected delivery date of such facilities in that area.

(4) The local governing body is empowered to reject development plans when public school facilities made necessary by the proposed development are not available in the area which is proposed for development or are not planned to be constructed in such area concurrently with the development.

Section 12. Section 235.195, Florida Statutes, 1976 Supplement, is amended to read:

235.195 Cooperative development and use of facilities by two or more board school districts.—

(1) Two or more boards including district school boards, community college boards of trustees, the Board of Trustees for the Florida School for the Deaf and the Blind, and the Board of Regents, school districts desiring to cooperatively participate in a cooperative project to establish a common educational school facility to accommodate students pupils residing in the respective districts shall:

(a) Adopt and submit to the commissioner of Education a joint resolution of the participating district school boards indicating their commitment to the utilization of the requested facility;

(b) Request the commissioner of Education to have an educational plant a school facility needs survey conducted by the office to determine the need school facility necessary for the proposed use; and

(c) Designate the exact location of the educational plant school district in which the facility is to be located and which board is to assume responsibility for the operation, maintenance, and control of the proposed plant facility.

(2) The commissioner shall cause the requested educational plant school facility needs survey to be conducted within 90 days after receiving the joint resolution and substantiating data and shall evaluate the findings of the survey in terms of the benefits to be obtained, the programs to be offered, and the estimated cost of the proposed plant facility. The commissioner shall then present his evaluation of the request to the State Board of Education and, if his evaluation is in favor of the project, shall request the approval of the state board for the project. Upon approval of the project by the state board, the commissioner shall allocate the funds from the trust fund necessary to construct the approved facility, not to exceed 20 percent of the total cost of the project; however, the participating boards districts shall through cooperative efforts provide the State Board of Education with the site for such facility.

(3) The use of modular and relocatable facilities shall be considered where appropriate in all facilities established pursuant to this section shall maximize the use of modular and relocatable units.

(4) The State Board of Education shall adopt rules necessary to carry out the intent of this section.

Section 13. Section 235.211, Florida Statutes, is amended to read:

235.211 Educational facilities School design, and construction techniques; and financing mechanism.—

(1) RELOCATABLE FACILITIES REQUIRED.—Upon the request of a the school board, the state board shall provide relocatable educational facilities for use at school centers where there is an immediate need for student pupil stations or where there is a reason to believe the student pupil population will not remain stable in the near future years. The state board shall make recommendations to the school boards for the use of relocatables under the circumstances described herein.

(a) The office is empowered and directed to provide systems-based, modular, relocatable facilities and to purchase or contract for the purchase of such modular relocatable facilities. The ownership of such facilities shall rest with the state board, and they shall be loaned to district school boards for use as instructional facilities on a student-pupil-station-need basis. Requests for use of these facilities shall be based on the relative numbers of students in each district in excess of the single session capacity of that district. Any amount of

the funds earmarked in the general appropriation act herein for relocatable facilities and not committed for that purpose by March 1 of the fiscal year shall revert to the Public Education K-12 Capital Outlay and Debt Service Trust Fund as established in s. 4 of the 1973 General Appropriation Act for distribution as provided by s. 236.084.

(b) In choosing the facility which best meets the needs of the boards districts, the following factors shall be considered:

1. Portability;
2. Reconstructibility;
3. Demountability;
4. Durability of components;
5. Life span of the total system;
6. Simplicity, standardization, and ease of replacement of components;
7. Flexibility of interior spatial relationships;
8. Flexibility of external configurations;
9. Adaptability to solar energy systems;
10. Minimum foundation work;
11. Interfaceability with existing, conventional construction; and
12. Maximum recoverability of components when the facility is relocated.

(c) As student pupil populations stabilize, as the number of schools which operate on involuntary multiple daily sessions decreases, and as the need for these facilities for instructional purposes decreases for whatever reason, the office is authorized to sell, lease, or otherwise dispose of the facilities to the district school boards, other state agencies, or others other prospective buyers to the best possible advantage of the state. Funds accruing from the sale or lease of these facilities shall become part of the Public Education K-12 Capital Outlay and Debt Service Trust Fund and shall be allocated as provided by s. 236.084.

(d) The office may require that relocatable facilities be provided at educational centers where there is reason to believe that student population is unstable or is projected to decline in future years.

## (2) COMMUNITY EDUCATIONAL FACILITIES.—

(a) Each school district, community college, or state university may submit a request to the commissioner department for allocation of funds from the trust fund to construct community educational facilities appropriated for the purposes of this section. Such request shall contain the following provisions:

1. A detailed statement of the facilities to be constructed. Such statement shall include an analysis of the relationship of educational and community use of the facility.
2. The estimated number of students public school children and community residents who are to utilize the facility.
3. The estimated cost of the facility.
4. A resolution or other appropriate indication of intent to participate in the funding and utilization of the facility from a noneducational governmental agency, including community, public, and educational broadcasting stations. Such indication shall include a commitment by such governmental agency to provide at least one-third of the cost of the facility.

(b) As provided by s. 235.41, the commissioner through the office of Education shall review such request for allocation and, upon determining compliance with the requirement of paragraph (a) and such other provisions as deemed the commissioner deems appropriate, provide the State Board of Education Legislature with recommendations for the joint funding of capital outlay projects involving both educational and non-educational governmental agencies from the trust fund.

(3) PROTOTYPE DESIGN CRITERIA TO BE PROVIDED.—The state board shall provide prototype design criteria for the development of educational facilities school plants for the purpose of providing school boards, boards of trustees, and Board of Regents districts with the means of constructing sound educational facilities more rapidly.

(a) The office is empowered and directed to develop prototype educational criteria, performance specifications, and design relationships for the several program-grade groups which shall be provided to each school board, board of trustees, or Board of Regents district by the office. These prototype design criteria shall be developed and distributed to the appropriate board districts within 6 months of the effective date of this act.

(b) Program-grade groups are facilities delineated by the programs or grades which they are designed to house. Prototype design criteria shall be developed for the following program-grade groups:

1. Elementary schools and kindergartens;
2. Middle or junior high schools;
3. Senior high schools; and
4. Vocational-technical facilities;
5. Community colleges; and
6. Universities.

(c) The prototype design criteria shall be a general description of grade and program objectives, needs, and special requirements, suggested building materials, and construction and design configurations, including spatial relationships and traffic flows, of an educational facility and plant. The design criteria shall include, but not be limited to, the following items for each program-grade group:

1. Educational program description;
2. Educational facilities list;

1.3. Minimum and maximum square footage requirements for different functions and areas, and the procedures for determining the gross square footage for each educational facility to be funded in whole or in part by the state;

2.4. Minimum performance criteria for all systems, including mechanical, electrical, heating, cooling, ventilating, plumbing, and structural systems, which for the Board of Regents shall be prescribed by the Department of General Services;

3.5. Energy efficiency and conservation requirements, which for the Board of Regents shall be prescribed by the Department of General Services;

4.6. Spatial relationships of the different functions of the plant and facility and traffic flow and patterns; and

5.7. Prototype design and criteria relating specifically to:

- a. Instructional areas.
- b. Core areas, which include administrative suites, guidance and counseling facilities, record storage areas, first aid facilities, faculty areas, media centers, libraries and food and student centers.
- c. Special instructional areas, such as exceptional education facilities, language and science laboratories, and physical education facilities.
- d. Ancillary facilities.
- e. Community service areas for initial design and instructional spaces that can be converted to community service areas should the student pupil population decline.

(d) The office shall annually review, revise, update, and improve the state board-approved design criteria, based upon the latest educational, technological, and construction developments so that the prototypes shall be representative of the most advanced procedures available. The office shall annually provide each school board, board of trustees, or Board of Regents local school district with a copy of the updated prototype design criteria for each program-grade group.



(4) **LEASING AUTHORIZED.**—The office may require or approve the utilization of rented or leased facilities. Facilities may also be acquired by lease-purchase agreement, and any capital outlay funds available are hereby authorized to be expended for such purposes.

(5) **CONSTRUCTION TECHNIQUES AND FINANCING MECHANISMS.**—

*Pursuant to state board rules* the office shall require ~~boards~~ ~~local districts~~ to employ procedures for the design and construction of new ~~permanent~~ facilities, or major additions to existing facilities, that will include, but not be limited to, the latest developments in construction ~~techniques~~, materials, design, and concepts in order to insure that educational facilities are constructed rapidly and economically. The following concepts may be included in the requirements of the office.

(a) **Systems building process.**—An approach to construction that combines the organization and programming, planning, design, financing, manufacturing, construction, and evaluation of buildings under single or highly coordinated management into an efficient total process. A total building system is an interdependent group of building subsystems forming a unified whole. The systems building process requires the standardization and multiple reuse of building subsystems for maximum compatibility and interfaceability of different structures and facilities.

(b) **Fast track construction scheduling.**—A method which involves the bidding and awarding of certain building subsystems after approval of preliminary design, and before final document completion. Fast track construction reduces construction time by permitting early subsystems manufacture and erection, it can improve cost and price control and eliminate extensive design development time by planners and designers.

(c) **Construction management.**—A process whereby a single or highly coordinated authority is responsible for all scheduling and coordination in both design and construction phases and is generally responsible for the successful, timely, and economical completion of the construction project.

(d) **Turnkey bidding.**—A method whereby the contractor agrees to complete construction to the user's specifications and requirements at a previously agreed cost.

(e) **Design and build bidding.**—A procedure which requires that an architect, contractor, or engineer bid the entire design and construction of a project and which requires that the owner hire a single source for the project completion and be responsible for the development of performance specifications and technical criteria.

(f) **The use of modular, prefabricated, and standardized components.**

Notwithstanding anything above, a ~~district school~~ board shall be authorized to utilize its own procedures, designs, construction techniques, and materials upon a showing to the office that such proposal will result in equivalent educational facilities without an increase in cost or delay in construction.

(6) **UNIFORM BUILDING CODE.**—All educational facilities constructed by a school board shall incorporate the State Uniform Building Code for Public Educational Facilities Construction, prescribed by regulations of the office as authorized in s. 235.26 and shall be exempt from all state, county, district, municipal, or local building codes and ordinances. Any inspection by local or state government shall be based on the Uniform Building Code as prescribed by the office. Each school board shall provide for periodic inspection of the proposed educational plant during each phase of construction to determine compliance with the Uniform Building Code. The Uniform Building Code shall incorporate as part of its minimum standards the applicable provisions of the state uniform building codes.

Section 14. Section 235.221, Florida Statutes, is amended to read:

235.221 *High Priority Special Facilities Construction Account; creation; use by school districts; conditions and procedures.*—

(1) The office shall establish, as a part of the Public Education Capital Outlay and Debt Service Trust Funds, a separate account in an amount established by law or in the General

Appropriations Act, to be known as the Special Facility Construction Account. The Special Facility Construction Account shall be used to provide necessary construction funds to school districts that have a district school board, may request funds to meet urgent construction needs but lack sufficient resources at present [and] cannot reasonably anticipate sufficient resources for those purposes within the period of the next 5 years from currently authorized sources of revenue.

(2) Those districts in need of such facilities shall:

(a) Have the facilities recommended in an up-to-date educational school plant survey;

(b) Present evidence that the requested facilities are for the one local project that is highest in order of priority for the district;

(b)(c) Present evidence that existing cash resources and resources to be reasonably anticipated within the next 5 fiscal years will not provide the resources necessary to construct these facilities;

(c)(d) Adopt an official resolution requesting advance funding from the trust fund Special Facility Construction Account in an amount which shall not exceed 7 times the most recent annual allocation of the school board under provisions s. 9(a)(2), Art. XII of the State Constitution, as amended, and s. 235.435 and which, when added to the district's current fixed capital outlay funds available cash resources, will provide sufficient funds with which to fund the above needs construct these needed and highest priority facilities; and

(d)(e) Officially waive 80 percent of any future annual allocations from the Educational Facilities Construction Working Capital trust fund until such time that the total amount of the advancement is repaid or for the next 7 fiscal years, whichever is the earlier; provided, however, that the office shall calculate each school board's remodeling needs pursuant to s. 235.435, and shall annually waive repayment of the advance funding in an amount equal to that board's remodeling and safety to life correction needs, not to exceed 20 percent of the board's projected annual allocation.

(3) Each board district desiring to participate in securing approval for advanced funding as described herein shall submit the required evidence and resolutions to the Office of Educational Facilities Construction prior to August 1 in any year. The Office of Educational Facilities Construction shall evaluate all requests and shall, prior to October 1, recommend to the State Board of Education those projects to be approved for advanced funding that year.

(4) The State Board of Education shall either approve or disapprove each recommended project within 30 days after receipt of the recommendations from the office. Upon approval by the State Board of Education, the boards districts having approved projects shall be officially notified of such approval, and, upon receipt of such notification, shall be authorized to enter into contract as soon as possible thereafter for the approved facilities.

Section 15. Subsections (1), (2), (3), (4), (5), (6), (7), and (8) of section 235.26, Florida Statutes, are amended to read:

235.26 State Uniform Building Code for public educational facilities school construction.—The office is directed to recommend to the state board for approval rules regulations prescribing a mandatory, uniform, statewide building code for the construction of public educational facilities. Wherever the words "Uniform Building Code" appear, they shall mean the "State Uniform Building Code for Public Educational Facilities Construction." It shall not be the intent of the Uniform Building Code to inhibit the use of new materials or innovative techniques; nor shall it specify or prohibit materials by brand names. The code shall be flexible enough to cover all phases of construction which will afford reasonable protection for public safety, health, and general welfare. The office may secure the service of other state agencies or such other assistance as it may find desirable in the revision formulation of the code.

(1) **UNIFORM BUILDING CODE.**—All educational facilities constructed by a board shall incorporate the State Uniform Building Code for Public Educational Facilities Construction, and shall be exempt from all state, county, district, municipi-

pal, or local building codes, interpretations, building permits and assessments of fees for building permits, and ordinances. Any inspection by local or state government shall be based on the Uniform Building Code as prescribed by the office. Each board shall provide for periodic inspection of the proposed educational plant during each phase of construction to determine compliance with the Uniform Building Code. The Uniform Building Code shall incorporate as part of its minimum standards the applicable provision of the state uniform building code.

(2)(1) CONFORMITY TO UNIFORM BUILDING CODE STANDARDS REQUIRED FOR APPROVAL.—A ~~No superintendent shall recommend approval of, and no school board shall not approve, any plans for the construction, erection, alteration, renovation, repair, or demolition of any educational facility in the district unless these plans conform to the requirements of the Uniform Building Code promulgated by the office.~~ It shall also be the responsibility of the office to develop, as a part of the State Uniform Building Code, necessary standards relating to:

(a) Prefabricated or factory-built facilities which are designed to be portable, relocatable, demountable, or reconstructible, are used primarily as classrooms, and do not fall under the provisions of ss. 320.821-320.832.

(b) The sanitation of educational plants facilities and the health of occupants of educational school plants.

(c) The safety of occupants of educational school plants and of educational facilities as provided in s. 235.06.

(d) The physically handicapped.

(e)(4) The energy efficiency of all mechanical systems, including heating, air-conditioning, plumbing, ventilating, or electrical systems, and the energy efficiency of the overall design of the facility.

(3)(2) ENFORCEMENT BY LOCAL SCHOOL BOARD.—It is the responsibility of each local school board to insure that all plans and educational plants facilities meet the standards of the Uniform Building Code and to provide for the enforcement of this code in the areas of their jurisdiction. Each board shall provide for the proper supervision and inspection of the work. Each board school district is authorized to employ a chief building official or inspector and such other inspectors and personnel as may be necessary to administer and enforce the provisions of this code. Boards School districts may also utilize local building department inspectors who are certified as provided herein to enforce this code. Inspectors shall show evidence of certification by the office as having met the requirements of the office for Uniform Building Code inspectors. Plans or facilities that fail to meet the standards of the Uniform Building Code shall not be approved.

(4)(3) ENFORCEMENT BY OFFICE OF EDUCATIONAL FACILITIES CONSTRUCTION.—As a further means of insuring that all educational facilities hereafter constructed or materially altered or added to conform to the Uniform Building Code standards, each school board which undertakes the construction, erection, alteration, renovation, repair, purchasing, or leasing of any educational plant facility, the cost of which exceeds \$50,000 \$25,000, shall see that the approval of the office is obtained as herein hereinafter provided, except that for any project involving construction of student instructional space, the minimum amount requiring approval as provided herein shall be \$10,000. No public educational school funds may legally be expended for the construction, erection, alteration, renovation, repair, purchasing, or leasing of any educational facility unless the provisions of this section are observed and until the district school board has received a written statement from the office within the time limits as provided in this section that approval for the project has been granted.

(5)(4) OFFICE APPROVAL.—

(a) Before the contract has been let for the any construction project, the district school board shall require the superintendent or president to submit to the office in accordance with state board rules, two copies each of:

1. Educational specifications.

2. Phase I documents to include:

a. Educational specifications; and

b. schematic drawings and proposals.

3. Phase II documents to include:

a. Preliminary drawings and proposals; and

b. Preliminary specifications.

4. Phase III documents to include:

a. Completed contractual documents;

b. Energy efficiency studies; and

c. Life-cycle cost analyses.

The district school board shall not proceed with any proposed construction project until the written approval of the office is received. The office shall, in writing, approve, disapprove, make recommendations, or otherwise act on the educational specifications and phase documents submitted by a board district within 30 calendar days of the official receipt of each set of phase documents by the office. If the district school board does not receive written notice within the time prescribed above, then it shall proceed as if written approval had been received. The State Board of Education office is empowered and directed to adopt rules regulations providing for exceptions to the steps required for approval for state board-approved prototype design criteria, reuse of previously approved district plans, and other plans and proposed minor renovations or construction projects which do not necessarily require detailed documentation and intense review by the office.

(b) In reviewing plans for approval, the office shall take into consideration:

1. The desirability and need for the new facility.

2. The educational planning.

3. The functional and architectural planning.

4. The location on the site.

5. Plans for future expansion.

6. The type of construction.

7. Sanitary provisions.

8. Conformity to Uniform Building Code standards.

9. The structural design and strength of materials proposed to be used.

10. The mechanical design of any heating, air conditioning, plumbing, or ventilating, or electrical system.

11. The electrical design of educational plants.

12. The energy efficiency and conservation of the design.

13. Life-cycle cost considerations.

14. The construction of special facilities for physically handicapped persons children.

(6)(5) STATE BOARD OF APPEALS.—The State Board of Education shall be the final board of appeals for all questions, disputes, or interpretations involving the Uniform Building Code, and any district school board shall prepare in writing its reasons for objecting to decisions made by Uniform Building Code inspectors or the office.

(7)(6) ANNUAL REVIEW AND UPDATE; DISSEMINATION.—The office is authorized to annually to review, update, and revise, and improve the Uniform Building Code. The office shall publish and make available at no cost copies one copy of the code and each amendment and revision thereto to each local school board and to each code enforcement agency in the state. The office shall make additional copies available to all interested persons at a price sufficient to recover costs.

(7) FALLOUT SHELTERS.—

(a) After the effective date of this act, the school board may require the architect concerned in the initial design, stages of design, and construction of new educational facilities to apply for technical advice and counsel on fallout shelter slanting and cost-reduction techniques available without cost through the Department of Community Affairs.

(b) When the school board concerned determines the application of fallout shelter slanting and cost-reduction techniques to be feasible and economical for the inclusion of a fallout shelter in the proposed educational facility, the design and construction of such educational facility may include fallout protection which meets the minimum standards for such protection as prescribed by the Department of Community Affairs.

(c) School authorities of the state and its political subdivisions are authorized to modify existing educational structures to incorporate fallout shelters, and the Department of Community Affairs shall make available to such authorities the same professional services as set forth in paragraph (a). Such authorities are further authorized to participate in such federal assistance programs as may be available to assist local authorities in providing fallout protection in educational facilities.

(8) **LEGAL EFFECT OF CODE.**—The State Uniform Building Code for Public Educational Facilities Construction shall have the force and effect of law and shall supersede any other code adopted by a local school board or any other building code or ordinance for the construction of educational facilities, whether at the local, county, or state level, and whether adopted by rule administrative regulation or legislative enactment. All special acts or general laws of local application are hereby repealed to the extent that they conflict with this section.

Section 16. Sections 235.30 and 235.31, Florida Statutes, are amended to read:

235.30 Supervision and inspection.—Before the construction or alteration of, or addition to, any building has been started, the school board shall provide for the proper supervision and necessary inspection of the work.

235.31 Advertising and awarding contracts; day labor projects; prequalification of contractor for building or improvements.—

(1) As soon as practicable after any bond issue has been voted upon and authorized or funds have been made available for the construction, repair, alteration, or otherwise for the improvement of any educational facility, and after plans for the work have been approved by the office, the board public education authority, after advertising the same in the manner prescribed by law, shall award the contract for such building or improvements to the lowest responsible bidder therefor; provided, that the school board may within its discretion reject any and all bids received if it deems the same expedient, and may readvertise, calling for new bids. For constructing, renovating, and remodeling, or otherwise improving educational facilities at a cost not exceeding \$50,000, the board may arrange for the work to be done a project costing \$50,000 or less, the public education authority may arrange for the building to be erected on a day labor basis.

(2)(a) As an option to the provisions prescribed above, school boards may elect to come under the rules auspices of regulations for the prequalification of bidders on school construction as shall be prescribed by the State Board of Education for the prequalification of bidders of educational facilities construction office. The office after consulting with a technical committee including representatives from recognized contractors' associations shall recommend to the State Board of Education the regulations for statewide application governing the prequalification of bidders on school construction projects. Except as otherwise provided herein the procedure for the adoption of such regulations by said state board shall be as prescribed in existing law.

(b) As another option, school boards may negotiate with contractors in accordance with the provisions of this subsection only for construction associated with the extensive repair, alteration, remodeling, renovation, or improvement of any existing educational plant school building, but not for the expansion of the facility.

(c) If any school board elects either or both of the above options, it shall publish for at least 30 days a notice of the board's intent to elect said option in a local newspaper having general circulation throughout said district after which a public hearing shall be held.

(d) The school board shall adopt rules such policies, procedures and practices as are necessary to implement the state

board rules regulations with regard to the prequalification of bidders. The board superintendent shall submit a copy of the rules and policies, procedures and practices as are to be adopted by the school board to the office and these shall be approved by it.

(e) The office shall assure that a maximum degree of uniformity in requirements, procedures and practices are followed by these districts choosing to come under either or both of these options. Neither The school board shall not adopt nor the office shall approve any procedure or requirement for the prequalification or the certification of contractors which may operate to restrict responsible competition to prevent submission of a bid by, or to prohibit the consideration of a bid submitted by, any responsible contractor, whether resident or nonresident of the district wherein the work is to be performed. Such rules regulations shall operate only to limit competition to parties able to promptly perform the conditions of the contract and to respond in damages in case of default.

(3)(a) The school board may negotiate a contract with a qualified contractor for services, as provided in subsection (2) at compensation which the school board determines is fair, competitive, and reasonable. In making such determination, the school board shall conduct a detailed analysis of the cost of the services required, in addition to considering their scope and complexity. For all lump-sum or negotiated contracts estimated to cost over \$50,000, the school board shall require the contractor receiving the award to execute a truth-in-negotiation certificate, stating that wage rates and other factual unit costs supporting the compensation are accurate, complete, and current at the time of contracting. Any contract under which such a certificate is required shall contain a provision that the original contract price and any additions thereto shall be adjusted to exclude any significant sums when the school board determines the contract price was increased due to inaccurate, incomplete, or noncurrent wage rates and other factual unit costs. All such contract adjustments shall be made within 1 year following the end of the contract.

(b) Should the school board be unable to negotiate a satisfactory contract with the contractor first considered to be qualified at a price the school board determines to be fair, competitive, and reasonable, negotiations with that contractor shall be formally terminated. The school board shall then undertake negotiations with another qualified contractor. Failing accord with the next qualified contractor, the school board shall terminate negotiations. The school board shall then undertake negotiations with another qualified contractor until their original list is exhausted or a selection is made.

(c) Should the school board be unable to negotiate a satisfactory contract with any of the originally selected contractors, it may select additional contractors and continue negotiations in accordance with this subsection until an agreement is reached.

(4) Any person or firm desiring to bid or negotiate for the performance of any contract which the school board proposes to let must first be certified by the school board as qualified pursuant to law and rules regulations of the State Board of Education office. The school board shall be required to act upon the application for qualification within 30 days after the same is presented. Upon receipt of such application the superintendent or president acting on behalf of said board shall cause the same to be examined and the statements therein to be verified and after obtaining whatever technical assistance is needed shall determine whether the applicant shall be recommended for certification to the school board. If the applicant is found to possess the prescribed qualifications, the superintendent or president shall recommend to the school board that a certificate of qualification be issued. The school board acting on the recommendation of the superintendent or president may issue a certificate of qualification valid for such period of time as it shall prescribe but not to exceed 1 year, provided the school board may revoke such certificate of qualification for cause.

(5) The school board shall require all applicants to furnish the superintendent or president a statement under oath on such forms as the school board may prescribe, setting forth detailed information with respect to competence, past performance record, experience, financial resources and capability in conformity with state board rules office regulations, together with such other information as the school board may

deem necessary. The ~~state board rules office regulations~~ may require that said application be accompanied by a current financial statement prepared by a public accountant certified in the state and prepared in accordance with standard reporting requirements prescribed by the said board. Financial information as may be required by such ~~rules regulations~~ shall remain confidential and shall not be disclosed to anyone except members of the ~~a local school board~~ and its staff who may elect to adopt such ~~rules regulations~~ as hereinafter provided.

(6) The certificate of qualification shall contain a statement fixing the actual amount of work, in terms of estimated cost, which the applicant will be permitted to have on contract with the board and not completed at any one time, and may contain a statement limiting such applicant to the submission of bids or to negotiation upon a certain class of work. Subject to the foregoing restrictions, the certificate of qualification shall authorize the holder to bid on all work on which bids are taken or to negotiate on all work on which contracts are negotiated by the ~~school board~~ during the period of time therein specified.

(7) Any applicant for a certificate of qualification aggrieved by the action of the ~~school board~~, may, within 10 days after receiving notification of such action, request in writing a reconsideration by the board, of ~~the his~~ application, and may submit additional evidence of ~~qualification bearing on his qualifications~~. The board shall thereupon reconsider the application, and may adhere to, modify or reverse its original action. The board shall act upon any request for reconsideration within 30 days after the filing thereof, and shall immediately notify the applicant of the action taken.

(8) No contractor shall be qualified to bid or negotiate when an investigation by the ~~agent or designee of the superintendent acting for the school board~~ discloses that such contractor is delinquent on a previously awarded contract by said board, and in such case ~~the his~~ certificate of qualification may be suspended or revoked by the ~~school board~~. The board may suspend, for a specified period of time, or revoke for good cause any certificate of qualification. Any person or firm found delinquent on a contract or whose certificate is revoked or suspended shall be given the same benefit of appeal and reconsideration as provided in the case of an applicant refused an original certificate.

(9) All general laws, population acts, ~~or~~ special acts, or local acts authorizing the exercise of power in conflict with the provisions of this section are hereby repealed.

Section 17. Sections 235.32 and 235.321, Florida Statutes, are amended to read:

235.32 Substance of contract; contractors to give bond; penalties.—Upon accepting a satisfactory bid, the ~~school board~~ shall enter into a contract with the party or parties whose bid has been accepted, and such contract shall contain the drawings and specifications of the work to be done or the material to be furnished, the time limit in which the construction is to be completed, the time and method by which payments are to be made upon said contract and the penalty to be paid by the contractor for any failure to comply with the terms of said contract. The contractor shall furnish the ~~school board~~ with a performance bond, issued by a surety company licensed to do business in Florida, for 100 percent of the contract price. The contractor shall also furnish a payment bond in accordance with s. 255.05, as a guaranty against the involvement of the ~~school board~~ in actions to obtain payment for materials, supplies or labor used directly or indirectly by contractor or subcontractors. The contractor and the contract shall be exempt from the requirements of s. 215.19, relating to the rate of payment for wages of laborers, mechanics, and apprentices. Notwithstanding any other provision of this section, if 25 percent or more of the costs of any construction project is paid out of a trust fund established pursuant to 31 U.S.C. s. 1243(a)(1), laborers and mechanics employed by contractors or subcontractors on such construction projects will be paid wages not less than those prevailing on similar construction projects in the locality, as determined by the Secretary of Labor in accordance with the Davis-Bacon Act, as amended. Any and all persons, firms or corporations who shall construct any part of any ~~educational plant school building~~ or addition thereto on the basis of any unapproved plans or in violation of any plans approved in accordance with the provisions of this chapter and ~~rules of the State Board of Education regulations of the office~~ relating

to ~~school building~~ standards or specifications shall be subject to forfeiture of his bond and unpaid compensation in an amount sufficient to reimburse the ~~school board~~ for any costs which will need to be incurred in making any changes necessary to assure that all requirements are met, and shall also be guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083, for each separate violation.

235.321 Changes in construction requirements after award of contract.—

(1) After the award of a construction contract no changes may be made other than those which result from conditions which were not foreseen at the time of the award of contract. Where any one change increases or decreases the scope of the original contract, the proposal to change shall be supported by accurate cost data, establishing the fair and current market value of the labor, materials, equipment and ~~or~~ incidentals required to accomplish the change plus or minus a reasonable margin to represent the contractor's profit and overhead. Cost data shall be in sufficient detail to ~~as will~~ enable any qualified architect or engineer to confirm the accuracy of such proposal. Before the board shall act on the proposal to change the contract, the accuracy of the supporting cost data shall be certified to the board by the architect or engineer in charge of the work, who shall also certify that ~~in his considered professional opinion~~, the prices quoted are both fair and reasonable and in proper ratio to the cost of the original work contracted for under benefit of competitive bidding.

(2) A record copy of all change orders shall be filed with the ~~office department~~ by the ~~school board~~, as may be prescribed by ~~rules of the State Board of Education~~.

(3) The ~~school board~~ may, at its option and by written policy duly adopted and entered in its official minutes, authorize the superintendent or president or other designated individual to approve change orders in the name of the ~~school board~~ for preestablished amounts. Approvals shall be for the purpose of expediting the work in progress and shall be reported to the ~~school board~~ and entered in its official minutes.

Section 18. Section 235.33, Florida Statutes, 1976 Supplement, is amended to read:

235.33 Payments.—

(1) At no time while a building is in the process of construction shall the ~~school board~~ authorize or make payments to the contractor in excess of 90 percent of the amount due on the contract on the basis of the work completed and materials suitably stored on the site. The final payment shall not be made until the building has been inspected by the architect or other person designated by the school board for that purpose and until he has issued a written certificate that the building has been constructed in accordance with the approved plans and specifications and approved change orders and until the school board, acting on these recommendations, has accepted the building. After acceptance by the school board, a duplicate copy of this written certificate, duly certified as having been accepted by the local board, shall be filed with the Department of Education.

(2) ~~District school~~ Boards shall have full authority and responsibility for all decisions regarding ~~educational plant school~~ construction contracts and payments.

Section 19. Section 235.34, Florida Statutes, is amended to read:

235.34 Expenditures authorized.—

(1) School boards, boards of trustees, the Board of Regents, boards of county commissioners, municipal boards, and other agencies and boards of the state shall ~~are~~ authorized to expend funds, separately or collectively, by contract or agreement, for the placement, paving, or maintaining of any road, byway, or sidewalk adjacent to or running through the property of any ~~educational plant public school~~ or for the maintenance or improvement of the property of any ~~educational plant public school~~ or of any facility on such property. Expenditures may also be made for sanitary and utility improvements and for the installation, operation and maintenance of traffic control and safety devices upon or in the vicinity of any existing or proposed ~~educational plant public school site~~. The boards of county commissioners, municipal boards, and other agencies and boards of the state may plant or maintain trees, flowers, shrubbery, and beautifying plants upon the ~~school~~ grounds

of any educational plant ~~public school~~ upon approval of the superintendent or president or his designee. Payment by a ~~school~~ board for any improvement set forth in this section shall be authorized in any amounts agreed to by the ~~school~~ board. Any payments so authorized to be made by a ~~school~~ board shall not be mandatory unless the specific improvement and its costs have been agreed to by the ~~school~~ board prior to the improvement's being made.

(2) The provisions of any law, municipal ordinance, or county ordinance to the contrary notwithstanding, the provisions of this section shall regulate the levying of assessments for special benefits on school or community college districts and the directing of the payment thereof. Any municipal ordinance or county ordinance making provision to the contrary is void and shall be of no effect.

Section 20. Section 235.40, Florida Statutes, is amended to read:

235.40 Radio and television facilities.—The school boards or boards of trustees of the several districts of this state may acquire by purchase, permanent easement, or gift, suitable lands and other facilities either within or without the boundaries of the district or districts for use in providing educational radio or television transmitting sites and may erect such buildings, antennas, transmission equipment and towers, or other structures as are necessary to accomplish the purposes of this section.

Section 21. Sections 235.41 and 235.42, Florida Statutes, 1976 Supplement, are amended to read:

235.41 Legislative budget request; educational facilities assessment; ~~annual report~~.—

(1) The State Board of Education, through the office of ~~Educational Facilities Construction~~, shall develop a uniform, comparable system for determining total fixed capital outlay needs, inventorying existing facilities, and conducting utilization studies, and ~~projecting enrollment~~, and for any other procedure deemed appropriate in arriving at the amounts required to fund net unmet needs as reflected in the integrated comprehensive budget request required by this section.

(2) The commissioner, through the office of ~~Educational Facilities Construction~~, shall submit to the Legislature an integrated, comprehensive budget request for educational facilities construction and fixed capital outlay needs for the public schools, the 28 community colleges, the institutions in the State University System, and the Florida School for the Deaf and the Blind and the state system of public education. The request shall include information necessary to develop the ~~budget request report~~ by the commissioner required in subsection (3).

(3) The commissioner, through the office of ~~Educational Facilities Construction~~, shall submit an integrated, comprehensive budget request to the Department of Administration and to the Legislature no later than 90 ~~60~~ days prior to the legislative session each fiscal year. Notwithstanding the provisions of s. 216.043, the integrated, comprehensive budget request shall include, ~~the provisions of s. 216.043 notwithstanding~~:

(a) Actual capital outlay fund balances brought forward from the preceding fiscal year listed separately as encumbered and unencumbered.

(b) Estimated encumbrances to be made in the current fiscal year from actual capital outlay fund balances brought forward from the preceding fiscal year as unencumbered.

(c) Estimated capital outlay appropriations to be made from the current fiscal year revenues listed separately to indicate those appropriations that will be encumbered throughout the fiscal year, and those that will remain unencumbered at the end of the fiscal year.

(d) Estimated capital outlay funds to be disbursed in the current fiscal year from:

1. Fund balances brought forward from the preceding fiscal year, and;

2. Appropriations to be made from the current fiscal year revenues.

(e) Estimated undisbursed capital outlay funds remaining at the end of the current fiscal year from:

1. Fund balances brought forward from the preceding fiscal year, listed separately as encumbered and unencumbered, and;

2. Appropriations to be made from the current fiscal year revenues, listed separately as encumbered and unencumbered.

(a) Projects currently under construction and the estimated amounts to be disbursed in the current fiscal year from the Public Education Capital Outlay and Debt Service Trust Fund and from any other source of funds available to all divisions for capital outlay.

(b) The estimates of funds appropriated that shall be encumbered for construction and the amounts of such funds encumbered that will be disbursed in the current fiscal year.

(c) The actual cash balance from the preceding fiscal year, including a separate identification of encumbered cash and unencumbered cash by fund source.

(d) The estimated cash balance as of June 30 of the current fiscal year, including a separate identification of encumbered cash and unencumbered cash by fund source.

(f)(e) A 5-year assessment of fixed capital outlay educational facilities needs for education.

(g)(f) A list of request for fixed capital outlay needs and a request for fixed capital outlay funds for the ensuing fiscal year for the state system of public ~~each~~ level of education, reflecting the actual ability of the various boards to encumber and disburse the funds requested.

(h)(g) Recommendations for the priority of expenditure of funds in the state system of public ~~among the various~~ levels of education with reasons for the recommended priorities.

(i)(h) Other recommendations which relate to the effectiveness of the educational facilities construction program.

(4) The office shall recommend and the state board shall adopt rules to implement the provisions of this section.

235.42 Educational plants facilities construction funds; Public Education Capital Outlay and Debt Service Trust Fund; allocation of funds.—

(1) It is the intent of the Legislature that effective July 1, 1977, and each fiscal year thereafter, the plan for capital projects for the state system of public education shall be for the ensuing 5 years, and shall be referred to as the 5-year capital projects program. To implement this 5-year program, there is created a continuing annual appropriation to the Public Education Capital Outlay and Debt Service Trust Fund of all receipts and revenues from the Gross Receipts Tax as authorized in s. 9(a)(2) of Art. XII of the State Constitution, and the proceeds from all bonds issued pursuant to that authority as authorized by the Legislature.

(2) The Commissioner of Education shall, in administering the 5-year capital projects program, determine the annual and aggregate resources of the Public Education Capital Outlay and Debt Service Trust Fund and shall recommend to the state board approval of the 5-year capital projects program. The state board shall annually authorize the capital projects plan for each participating board; provided, however, that total approved encumbrances and disbursements of the 5-year capital projects program in each fiscal year shall not exceed an amount that would prevent the state board from meeting the encumbrances and disbursement requirements for that year for approved capital projects. In addition, the commissioner shall have, and shall exercise, the authority to inform each participating board of the time certain when approved capital projects may be, in whole or in part, subjected to contractual obligations and until such notification is received from the commissioner, the participating board shall not incur obligations for capital projects to be funded from the Public Education Capital Outlay and Debt Service Trust Fund. The State Board of Education shall adopt rules to implement the 5-year capital projects program.

(3)(1) To provide for maximum use of funds ~~each~~ available and to expedite the construction of authorized plants projects, the office of ~~Educational Facilities Construction~~, with the approval of the State Board of Education, is empowered and directed to transfer appropriations and moneys ~~each~~ among and within the authorized capital projects within the meaning and as required by paragraph 9(a)(2), Article XII of the State Constitution, as amended, appropriated from



the Public Education Capital Outlay and Debt Service Trust Fund. This transfer authority shall include appropriations authorized in prior years and certified forward by the Department of Administration pursuant to s. 216.301.

(4)(2) The commissioner, through the office of Educational Facilities Construction, shall administer the Public Education Capital Outlay and Debt Service Trust Fund. *The commissioner Prior to the sale of bonds, he shall provide for the timely distribution advances of moneys each necessary to meet the disbursement requirements of the boards to plan or construct facilities which have been approved by the State Board of Education on the list of eligible capital outlay projects required by s. 235.41. Records shall be maintained by the office of Educational Facilities Construction to identify legislative appropriations, State Board of Education allocations, encumbrance encumbrance authorizations, disbursements, advances, transfers, investments, sinking funds, and sources of revenue receipts by source for the Public Education Capital Outlay and Debt Service Trust Fund. The Department of Education shall pay the administrative costs of the Public Education Capital Outlay and Debt Service Trust Fund from the funds which comprise the trust fund.*

(5)(3)(a) The Public Education Capital Outlay and Debt Service Trust Fund shall be comprised of the following sources, which are hereby appropriated to the trust fund:

1. Proceeds, premiums, and accrued interest from the sale of public education bonds and that portion of the revenues in excess of the debt service and reserve requirements which accrue from the gross receipts tax as provided by s. 9(a)(2), Art. XII of the State Constitution, interest on investments, and federal interest subsidies.

2. All student building fees and capital improvement fees collected or to be collected by the Board of Regents except that portion that may be required for debt service and reserve requirements.

3. That portion of federal revenue sharing funds appropriated for educational facilities construction and certified forward as of June 30, 1976.

4. Any other funds for educational facilities construction, including all federal grants and donations.

5. All capital outlay funds previously appropriated and certified forward pursuant to s. 216.301.

(b) There is hereby appropriated from the trust fund all certifications forward to this fund and all previous allocations by the Board of Regents from student building and capital improvement fees.

However, any funds required by law to be segregated or maintained in separate accounts shall be segregated or maintained in such manner that the relationship between program and revenue source is retained. Nothing in this subsection shall be construed so as to limit the use by the Public Education Capital Outlay and Debt Service Trust Fund of the resources of funds so segregated or maintained.

(6)(4) Upon the request of each board in connection with projects approved on the list of capital outlay projects, the office of Educational Facilities Construction shall distribute transfer to the board an amount boards amounts sufficient to cover capital outlay disbursements anticipated from encumbrance authorization such encumbrance authorization for the following month. Encumbrance of these capital outlay funds shall be made pursuant to the most recent survey conducted under rules regulations prescribed by the State Board of Education to determine the capital outlay disbursement requirements of each board.

(7)(5) The office may authorize each board to enter into contracts for a period exceeding 1 year, within amounts appropriated and budgeted for fixed capital outlay needs authorized projects; but any contract so made shall be executory only for the value of the services to be rendered or agreed to be paid for in succeeding fiscal years. This subsection shall be incorporated verbatim in all executory contracts of a board.

(8)(6) No board shall, during any fiscal year, expend any money, incur any liability, or enter into any contract which, by its terms, involves expenditure of money in excess of the amounts appropriated and budgeted or in excess of the cash that will be available to meet the disbursement requirements.

Prior to entering into an executory or any other contract, the boards shall obtain certification from the office of Educational Facilities Construction that moneys each will be available to meet the disbursement requirements. Any contract, verbal or written, made in violation of this subsection shall be null and void, and no payment money shall be made paid thereon.

(9)(7) The State Board of Administration is authorized to invest the trust funds of any state-supported retirement system, and any other state funds available for investment, in loans to the trust fund at a rate of interest that is no less favorable than would have been received had such moneys been invested in accordance with authorized practices.

(10)(8) Boards Agencies authorized to participate in the trust fund are district school boards, the community college boards of trustees, the Trustees of the Florida School for the Deaf and the Blind, the Board of Regents, and other units of the state system of public education.

(11)(9) Authorized boards needing more capital outlay funds than are currently available may The agency shall make application to the office of Educational Facilities Construction for approval to participate in advance funding from the trust fund. The board's agency's application shall include present the following information relative to the facilities for which advance funding is requested:

(a) Proof that the educational plant facility or fixed capital outlay need project has been authorized by law.

(b) Certification that the educational plant or fixed capital outlay need:

1. Is intended to be financed from the sale of bonds pursuant to subsection 9(a)(2) or 9(d), Article XII of the State Constitution or from currently authorized appropriations, and;

2. That sufficient allocations have been made but that insufficient funds are currently available to award a contract. facility or project is intended to be financed from the sale of bonds pursuant to either s. 9(a)(2) or s. 9(d), Article XII of the State Constitution or from currently authorized appropriations.

(c) Certification that sufficient funds have been allocated to finance the proposed facility or project or that sufficient funds shall be combined from various sources, including federal revenue sharing funds, to finance the proposed facility or project.

(d) Certification that there are no other, or insufficient, funds currently available to pay for planning or actual construction costs.

(c)(e) A schedule of the cash disbursements necessary and a schedule of the repayment of advances and any interest, where applicable, to the trust fund.

(12)(10) When borrowed funds as authorized in subsection (9) above are commingled with working capital trust funds and advanced to a board an agency, that board agency shall be charged a rate of interest on the total amount advanced sufficient to discharge a proportionate amount of the debt service of the borrowed funds.

(13)(11) The office of Educational Facilities Construction, after determining that the request for advanced funding of a project is eligible, shall recommend the board's agency's request to the State Board of Education for approval. When approved by the State Board of Education, the office shall certify this action to the requesting board agency. Upon receipt of this certification and an encumbrance encumbrance authorization from the office, the board agency is authorized to enter into contracts for planning, constructing, or equipping the approved facility. The board agency shall certify to the office that insufficient no funds are available to the board agency to pay progress payments to contractors when such payments are due within the next 30 days and request a each disbursement from the trust fund. The office, after determining that the request is reasonable, shall request the State Comptroller to issue a warrant payable to the requesting board agency, and such warrant shall be promptly transmitted. The office is empowered to provide for the release of funds to authorized individual boards and institutions so as to assure that the funds are expended in the most effective and efficient manner practicable. The intent of the Legislature

is to assure that facilities to provide needed adequate student stations for all students be constructed as rapidly as possible. Except as provided in s. 235.221, agencies that have received cash disbursements from the trust fund shall repay the total amount of such advancements plus accrued interest, if any, from the proceeds of the next authorized sale of bonds or revenue certificates in which that agency participates or from any cash receipts deposited in the trust fund that have been allocated to that agency.

(14) A board may also make application for funding from the trust fund for projects financed pursuant to the provisions of ss. 235.195, 235.211(2), and 235.221.

(15) The office shall recommend and the state board shall adopt rules to implement the provisions of this section.

Section 22. Section 235.4235, Florida Statutes, 1976 Supplement, is amended to read:

**235.4235 Financing of approved capital outlay projects.—**

(1) As moneys become available pursuant to s. 9(a)(2), Art. XII of the State Constitution, as amended, the State Board of Education, through the office of Educational Facilities Construction, may allocate such moneys among capital the above authorized projects in such amounts as the state board in its discretion shall deem appropriate see fit. However, no allocation to any one group of capital projects shall exceed the total amount appropriated in the general appropriations act authorized in this section for such group projects.

(2) The capital outlay projects approved annually by the Legislature are to be financed in accordance with s. 9(a)(2), Art. XII of the State Constitution, as amended, or [from] other legally available state funds, or grants, donations, and matching funds, or by a combination of such funds.

(3) The sum sums designated annually by the Legislature is are the maximum sum sums to be expended from funds accruing under s. 9(a)(2), Art. XII of the State Constitution, as amended. However, funds appropriated from this source and remaining unexpended from previously authorized capital projects, along with grants, donations, and matching funds from other sources, may be added to such maximum sums for any item or category when so approved by the State Board of Education.

Section 23. Subsections (1), (3), and (4) of section 236.012, Florida Statutes, are amended to read:

**236.012 Intent.—The intent of the Legislature is:**

(1) To guarantee to each student in the Florida public educational school system the availability of programs and services appropriate to his educational needs which are substantially equal to those available to any similar student notwithstanding geographic differences and varying local economic factors.

(3) To assume a greater share of the responsibility for state funding of educational plant school construction by providing a systematic plan whereby each district will be able to meet the increasing needs for satisfactory educational plant construction school facilities for all students; to maximize the availability of satisfactory student stations to meet the current and projected needs of the districts; and to remove the necessity of involuntary multiple daily sessions.

(4) To encourage innovations in educational facilities school design, construction techniques, and financing mechanisms for the purpose of reducing costs and creating a more satisfactory environment for learning and to direct the department to continue the study of developments in the building industry, including the latest developments in construction methods and materials, in design, and in concepts such as turnkey bidding, prefabricated construction, modular relocatable units, and standardized components.

Section 24. Section 236.084, Florida Statutes, 1976 Supplement, is transferred and renumbered as section 235.435, Florida Statutes, and is amended to read:

**235.435 236.084 Funds for comprehensive educational plant school construction and debt service.—**The annual allocation from the Public Education Capital Outlay and Debt Service Trust Fund Florida Education Finance Program to each board, including the Board of Regents, district for the com-

prehensive school construction and debt service program shall be determined as follows:

(1) Pursuant to rules regulations of the state board, the commissioner shall determine annually the projected educational school plant and annual debt service needs for each board school district and report this to the Legislature. In determining the needs of the state system of public education the office shall recommend and the commissioner shall use equitably uniform standards for all types of like space regardless of the level of education. These standards shall also establish a uniform utilization rate of 85 percent of all postsecondary classrooms based on 45 hours per week Monday through Friday.

In determining these needs and In making the report the commissioner shall include at least the following elements:

(a) Projected student membership for the next 5-year period.

(b) Projected number of unhoused students.

(c) Costs Cost of correcting removing the deficiencies which produce unsafe, unhealthy, or unsanitary environments; air conditioning; remodeling and renovations related to health and safety to life standards.

(d) Cost of improving the educational environment in existing school plants.

(d)(e) Current construction cost data as determined by the state board. Information for determining construction cost data shall be prescribed by the office and shall be taken from an item analysis of educational plant expenditures as reported in the board's annual financial report to the commissioner.

(e)(f) Five-year projected cost of amortizing the annual payment of the ad valorem bonded indebtedness of the district incurred prior to July 1, 1973, and that part of the annual payment of the bonded indebtedness incurred subsequent to July 1, 1973, which services bond funds which were expended in meeting the projected plant need of the district, as determined by the commissioner in accordance with the formula provided in this section and other restrictions upon the allocation of state funds as provided by law.

(f)(g) Cost of site acquisition and improvement.

(g)(h) Amount of additional resources available pursuant to the provisions of s. 9(a)(2) and (d), Art. XII of the State Constitution as amended in 1974.

(h)(i) Amount of funds from other sources available to the school board and earmarked for capital outlay purposes. However, funds available and earmarked for capital outlay purposes from the current tax levied on nonexempt property by the district school board for operating expenses shall not be considered in determining the unmet need until the school board encumbers or expends such funds.

(i)(j) District housing index.

(j)(k) Square footage requirements for program grade groups.

(k)(l) Special instructional facilities needed to improve the program at an educational a school center, but not necessarily to increase the student stations of the center.

(l)(m) Amount of funds derived from voted ad valorem taxes in excess of 10 mills which were expended for school construction projects which would have been funded by the state under provisions of this section during the 5 years immediately prior to the beginning of each fiscal year, except that those funds utilized for payment on bonded indebtedness shall not be included in the calculations required by this subsection.

(m)(n) Relocatables provided under s. 235.211 shall be included in the school district inventory of educational school facilities, but shall only be rated at one-half of actual student pupil capacity for purposes of the inventory and future needs determination.

(2) The commissioner shall determine annually the amount allocated to each board district from the funds appropriated for the purpose of implementing this section as follows:

(a) Determine the costs of the projected educational school plant needs, the 5-year projected debt service needs, and the

expenditures of ad valorem taxes in excess of 10 mills for each district, as determined in subsection (1).

(b) Determine the projected additional resources available under the provisions of s. 9(d), Art. XII of the State Constitution as amended in 1972, and the projected amount available to each board district from other fund sources allocated for educational school plants.

(c) From the costs of the projected educational school plant and 5-year projected debt service needs for each board district subtract the projected additional resources available and add the expenditure of ad valorem taxes in excess of 10 mills, as determined in paragraph (a). The result shall represent the estimated cost of unfunded educational school plant and debt service needs for each board district.

(d) The funds appropriated annually for the purpose of implementing this section shall be allocated to the respective boards districts in proportion to their percentage of the state total of unfunded educational school plant and debt service needs as determined above for the fiscal year immediately preceding the fiscal year for which the funds are appropriated.

(3) Funds accruing to a board district from the provisions of this section shall be expended on needed projects as shown by a survey or surveys in the district under rules regulations of the state board. The priority of expenditure by boards districts shall be as follows:

(a) New Classrooms, and special instructional facilities, and remodeling necessary to provide needed student stations at either a new or existing school center in order to alleviate overcrowding and to eliminate multiple daily sessions or to provide needed student stations as determined by the board based on student population projections and the educational district school plant survey; school sites or additions to sites and site improvement, incident to new construction or to make a site addition usable; restoration and correction as required by s. 235.06 of deficiencies which produce an unsafe, unhealthy, or unsanitary environment for occupants of educational school facilities, except that, based upon the need as determined by the commissioner in the formula calculations, up to one-tenth of a board's district's annual allocation shall be expended on restoration and correction of such deficiencies. Pursuant to rules of the state board, the office shall determine what percentage of a board's total capital outlay need is generated by needed remodeling of existing facilities. The office is directed to develop a facility depreciation formula for adoption by the state board. In addition, up to two-tenths of a district's annual allocation may be expended on facilities or projects as described in paragraph (b) which are recommended in the latest district school plant survey. In addition, a board may repay the principal on loans for capital projects as provided in section 237.161.

(b) Special instructional and auxiliary facilities needed to improve the program at an educational plant a school center, but not necessary to increase the student stations; remodeling of major alterations to existing buildings which would substantially improve the utility of the space; replacing, remodeling, or adding or replacement of, or major alterations to, the existing heating, cooling, lighting, and sanitary facilities at an educational plant a permanent school center. Any facilities described above shall qualify as first priority when constructed as a part of a new educational center or as an addition to an existing educational center if more than one-half of the facility to be constructed is designated as first priority. When an existing educational plant is determined to be unsuitable pursuant to the survey conducted under s. 235.15, the board may by resolution designate the plant as an historic education facility and may use funds generated for renovation and repair pursuant to paragraph (a) to restore the facility for use by the board. The board shall agree to pay all renovation costs in excess of funds generated through the State Board of Education depreciation formula applied to that facility. The board shall further agree that the plant shall continue to house students.

(c) Energy projects; including studies of the energy efficiency of existing facilities and renovations designed to increase the energy efficiency of existing facilities.

(d) Library books and equipment.

(e) All other formula generated projects.

(f) All nonformula generated projects; provided, however, any funds earmarked for a board for nonformula generated items shall be deducted from that board's entitlement for formula generated items calculated pursuant to this section.

(g)(e) Debt service for district bonds serviced by voted ad valorem taxes.

(4) Each school board allocated funds under this section shall submit to the commissioner a projection of its schedule of eligible capital outlay disbursements for specified periods, as prescribed by rules regulations of the state board. Upon approval by the commissioner, the comptroller shall disburse the funds. Prior to the distribution of the initial funds pursuant to this section the commissioner shall determine the board's district's needs pursuant to paragraphs (2)(a), (b) and (c) and update the state facilities inventory subsequent to the effective date of this act.

(5) Funds accruing to a board district from the provisions of this section shall only be expended on construction projects that utilize state board-approved prototype design criteria as provided by law or that utilize district plans previously approved by the department and used by the district which conform to the standards of the [Uniform Building Code for Public Educational Facilities Construction] and have not been substantially or materially altered since approval was granted by the department.

(6) In the event that a change, correction, or recomputation of data during any year, including the 1973-1974 fiscal year, results in a reduction or increase of the calculated amount previously allocated to a board school district, the allocation to that board district shall be adjusted correspondingly. If such recomputation results in an increase or decrease of the calculated amount, such additional or reduced amounts shall be added to or reduced from the boards' districts' future appropriations. However, no change, correction, or recomputation of data shall be made subsequent to 2 years [following] the initial annual allocation.

Section 25. Section 230.756, Florida Statutes, is amended to read:

230.756 Planning and construction of community college facilities.—The need for community college facilities shall be established by a survey made under the supervision of the department or an agency approved by the commissioner Department of Education; the facilities recommended by such survey must be approved by the state board and the projects must be constructed according to the provisions of chapter 235 law and state board rules regulations.

Section 26. Section 230.776, Florida Statutes, is amended to read:

230.776 Certain chapters inapplicable to community colleges.—Chapters 231, 233, 234, 235, 236, and 237 are not applicable to community colleges except for those sections specifically referred to in chapter 230 and in the State Board of Education regulations.

Section 27. Section 234.082, subsections (2), (4), (5), (6), (7), (8), (9), (11), (12), and (14) of section 236.013, and sections 236.612, 236.613, 236.614, 236.615, 236.616, and 236.617, Florida Statutes, are hereby repealed.

Section 28. This act shall take effect July 1, 1977.

Conference Committee Amendment 2—Strike the title and insert: A bill to be entitled An act relating to educational facilities; amending various sections of chapters 235 and 236 and ss. 230.756 and 230.776, Florida Statutes; providing definitions; providing for applicability of certain sections of chapter 235 to the Board of Regents; providing intent and purpose; providing for the Office of Educational Facilities Construction, interdepartmental cooperation, functions of the office, an associate deputy commissioner as head of the office and his duties and responsibilities; providing for delegation of review, approval and inspection authority; providing for use of school buildings and grounds, disposal of property, surveys prior to new construction, right of eminent domain, construction on leased property, safety and sanitation inspections and maintenance and operation standards; providing penalties for obscenity on educational facilities; providing for emergency drills; providing for surveys, exceptions to the survey, construction based on the survey and an annual capital outlay budget; providing for site planning and selection and coordination of planning with local governing bodies; providing for the cooperative development



and use of facilities; providing for educational facilities design including community education facilities and prototype design criteria; providing for high priority facilities; providing for a uniform building code and the supervision of construction; providing for advertising and awarding of contracts, the substance of the contract, changes in construction requirements after signing a contract and contract payments; authorizing certain expenditures; providing for radio and television stations; providing for the legislative budget request and the Public Education Capital Outlay and Debt Service Trust Fund, including a cash management program; providing for the financing of approved capital projects; providing intent; providing for the generation, allocation and expenditure priorities of capital outlay funds; providing for the planning and construction of community colleges and deleting the inapplicability of chapter 235 to community colleges; repealing s. 234.082, Florida Statutes, relating to hazards; repealing s. 236.013(2), (4)-(9), (11), (12), (14), Florida Statutes; relating to definitions reenacted elsewhere by the act; repealing ss. 236.612-236.617, Florida Statutes, relating to revenue bonds; providing an effective date.

On motion by Senator Peterson the Conference Committee Report was adopted, and SB 29-A passed as recommended and was certified to the House together with the Conference Committee Report. The vote on passage was:

## Yeas—37

Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Saylor	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	
Gorman	Peterson	Thomas, Pat	
Graham	Plante	Tobiasen	

## Nays—None

**SB 32-A**—A bill to be entitled An act relating to the tax on the severance of solid minerals; amending ss. 211.31(1) and 211.32(3) (d)1., Florida Statutes; providing an excise tax on the commercial severance of solid minerals; providing for the distribution of such tax; limiting the land restoration and reclamation programs which are eligible for refunds; providing an effective date.

On motion by Senator MacKay, by two-thirds vote SB 32-A was read the second time by title.

Senators Myers, Spicola and MacKay offered the following amendment which was moved by Senator MacKay:

**Amendment 1**—Strike everything after the enacting clause and insert: Section 1. Subsection (1) of section 211.31, Florida Statutes, is amended, and subsections (3) and (4) are added to said section, to read:

211.31 Levy of tax on severance of solid minerals; rate basis, distribution, and implementation of tax.—

(1) There is hereby levied, to be collected as provided herein, an excise tax upon every person engaging in the business of severing solid minerals from the soils and waters of this state for commercial use. *Except as provided in subsection (3),* such tax shall be 5 percent of the value at the point of severance of the identifiable solid minerals severed. The proceeds of the tax imposed by this subsection, excluding the amount credited for ad valorem tax payments, shall be paid into the State Treasury as follows:

(a) Fifty percent to the credit of the general revenue fund of the state; and

(b) Fifty percent to the credit of a Land Reclamation Trust Fund to be established for refunds under the provisions of s. 211.32(3).

~~The expenses of administering this part shall be borne by the Land Reclamation Trust Fund.~~

(3) *The excise tax upon persons engaged in the business of severing phosphate rock from the soils and waters of this*

*state for commercial use shall be 12 percent of the value at the point of severance of the identifiable phosphate rock severed. The proceeds from the tax imposed by this subsection, excluding the amount credited for ad valorem tax payments, shall be paid into the State Treasury as follows:*

(a) *Seventy-five percent to the credit of the General Revenue Fund of the state; and*

(b) *Twenty-five percent to the credit of the Land Reclamation Trust Fund established for refunds under the provisions of s. 211.32(3).*

(4) *The expenses of administering this part shall be borne by the Land Reclamation Trust Fund.*

Section 2. Paragraph (d) of subsection (3) of section 211.32, Florida Statutes, is amended and paragraphs (m) and (n) are added to said subsection, to read:

211.32 Tax on solid minerals; credit for ad valorem taxes and royalties; certain exclusions; refund for restoration and reclamation.—

(3) (d) The Comptroller shall, upon written verification of compliance with paragraphs (a), (b), or (c) of this subsection by the Department of Natural Resources, and upon verification of the cost of the restoration and reclamation program or, if paragraph (c) is elected, the fair market value of the land, grant refunds, to be paid from the Land Reclamation Trust Fund, of the taxes paid under this part, in an amount equal to 100 percent of the costs incurred in complying with paragraphs (a) or (b), or 100 percent of the fair market value of the land transferred in complying with paragraph (c), subject to the following limitations:

1. A taxpayer shall not be entitled to refunds in excess of ~~the amount 50 percent of the taxes paid by the taxpayer under this part which are deposited in the Land Reclamation Trust Fund.~~

2. A taxpayer shall not be entitled to the payment of a refund for costs incurred in connection with a particular restoration and reclamation program unless and until the taxpayer is accomplishing the program in reasonable compliance with the criteria established by the Department of Natural Resources.

3. To insure completion of reclamation, a taxpayer shall not be entitled to the payment of refunds which would reduce the balance of the taxpayer's account in the Land Reclamation Trust Fund below an amount equal to 30 percent of the monies in the trust fund as of the end of the preceding taxable year, including the portion of the taxes paid into the trust fund for that year, multiplied by a fraction, the numerator of which is the number of acres eligible for reclamation refunds remaining to be reclaimed by the taxpayer at the end of the preceding taxable year and the denominator of which is the total number of acres eligible for reclamation refunds to the taxpayer during the same year. However, the foregoing completion holdback, on a per acre basis, shall never be less than the per acre completion holdback utilized for the first taxable year for which a refund is claimed.

(m)1. *There is hereby created a Phosphate Land Reclamation Study Commission composed of seven members to be appointed by the Governor. The Governor shall designate one member of the Commission to serve as chairman and the Commission shall meet at the call of the chairman. Members of the Commission shall receive no compensation but shall receive travel and per diem as provided by s. 112.061, Florida Statutes.*

2. *The Department of Natural Resources shall provide the Commission with the staff necessary to carry out the duties of the Commission. Economic assistance shall be provided upon request of the Commission by the Division of Budget of the Department of Administration.*

3. *The Phosphate Land Reclamation Study Commission shall make a study of the reclamation of land in Florida disturbed by the severance of pebble phosphate rock. The Commission in making its study shall consider but not be limited to:*

a. *An inventory of lands in the state disturbed by the severance of pebble phosphate rock prior to July 1, 1975, which lands have not been reclaimed. Such inventory shall consider the ownership of the land and the ownership of mineral right on such lands.*

b. *An estimate of the present and future costs of reclaiming lands which have been disturbed by the severance of phosphate rock.*

4. *On or before March 1, 1978, the Phosphate Land Reclamation Study Commission shall submit a report on the results of its study to the Governor, the President of the Senate, and the Speaker of the House of Representatives. At the time the Commission submits its report, it shall also recommend legislation which will promote and assure, to the maximum extent possible, the reclamation of land which was disturbed by the severance of pebble phosphate rock prior to and after July 1, 1975. Priority shall be given to assuring reclamation of land which would not be reclaimed in the absence of incentives other than those provided by a Reclamation Trust Fund.*

5. *There is hereby appropriated from the Land Reclamation Trust Fund to the Department of Natural Resources the sum of \$150,000. To further assist the Commission, three time limited exempt positions are hereby created in the Department of Natural Resources.*

(n) *If, prior to July 1, 1978, no legislation is enacted which promotes the reclamation of land which was disturbed by the severance of phosphate rock prior to July 1, 1975, then, until such legislation becomes law, money deposited in the Land Reclamation Trust Fund, from taxes paid for the severance of phosphate rock on or after July 1, 1978, shall be used only for refunds for the reclamation of lands which were disturbed by the severance of phosphate rock prior to July 1, 1975, unless the refunds are for the reclamation of land within a site of severance with a reclamation and restoration program approved by the Department of Natural Resources prior to the effective date of this legislation. Notwithstanding any other provision in this part, no person shall have any vested right in or entitlement to any money deposited into the Land Reclamation Trust Fund after July 1, 1978, except in accordance with this paragraph.*

Section 3. This act shall take effect upon becoming law and shall apply to the severance of phosphate rock on and after July 1, 1977.

Senators Plante, Peterson and Trask offered the following amendment to Amendment 1 which was moved by Senator Peterson:

Amendment 1A—On page 2, line 5, strike "12" and insert: 9

Amendment 1A failed by the following vote:

#### Yeas—17

Barron	McClain	Scarborough	Wilson
Childers, W. D.	Peterson	Skinner	Zinkil
Gallen	Plante	Thomas, Pat	
Glisson	Poston	Tobiassen	
Gorman	Saylor	Trask	

#### Nays—20

Castor	Graham	Lewis	Spicola
Chamberlin	Hair	MacKay	Vogt
Childers, Don	Henderson	Myers	Ware
Dunn	Holloway	Renick	Williamson
Firestone	Johnston	Scott	Winn

Senator Plante moved the following amendment to Amendment 1:

Amendment 1B—On page 2, line 5, strike "12" and insert: 10

Amendment 1B was adopted by the following vote:

#### Yeas—21

Barron	Gorman	Saylor	Ware
Childers, W. D.	Henderson	Scarborough	Wilson
Dunn	McClain	Scott	Zinkil
Firestone	Peterson	Skinner	
Gallen	Plante	Tobiassen	
Glisson	Poston	Trask	

#### Nays—14

Chamberlin	Holloway	Myers	Vogt
Childers, Don	Johnston	Renick	Winn
Graham	Lewis	Spicola	
Hair	MacKay	Thomas, Pat	

Senator Plante moved the following amendment to Amendment 1 which was adopted:

Amendment 1C—On page 6, line 14, insert new Section 3 and renumber remaining section.

Section 3. Section 211.33, Florida Statutes, is amended to read:

(Substantial rewording of section. See s. 211.33, F.S., for present text.)

211.33 Administration of the severance tax; confidentiality of returns.—

(1) For the 1977 taxable year, the department shall determine the value of solid minerals by March 1, 1978. The tax imposed by this part for the 1977 tax year shall be due on or before April 1, 1978, and shall be paid at the same time the annual return is filed. Increased taxes imposed by this act shall apply to the severance of solid minerals and to the performance of land reclamation occurring on and after July 1, 1977. The annual return shall be signed by the taxpayer or his duly authorized agent and shall be verified by oath. The return shall be filed on or before April 1 for the preceding taxable year and shall include the following:

(a) The location of each site of severance operated or controlled by the taxpayer during the taxable period, and the total number of acres in each site;

(b) The kind of quantity of the solid minerals severed;

(c) The value of the severed resources at the point of severance;

(d) If claiming an ad valorem tax credit, copies of the ad valorem tax return and receipts for payment thereof; and

(e) Such other information as the department may require.

(2)(a) For the taxable year commencing January 1, 1978, and all subsequent taxable years, every taxpayer shall make a declaration of estimated tax for the taxable year, in such form as the department shall prescribe. The term "estimated tax" shall mean the amount the taxpayer estimates to be his tax under this part for the taxable year. A taxpayer may amend a declaration under regulations prescribed by the department.

(b) The declaration is required to be filed on or before the first day of the fifth month of the taxable year. The estimated tax shall be paid in four equal installments. The first installment shall be paid at the time of the required filing of the declaration; the second and third installments shall be paid on or before the first day of the seventh and tenth months of the taxable year, respectively; and the fourth installment shall be paid on or before the first day of the next taxable year.

(c) If an amended declaration is filed, the remaining installments, if any, shall be ratably increased or decreased, as the case may be, to reflect the increase or decrease in the estimated tax occasioned by such amendment.

(3)(a) For the taxable year commencing January 1, 1978, and all subsequent taxable years, the department shall determine the value of solid minerals by March 1 of the year following the close of the taxable year.

(b) The department shall provide by regulation for a credit against estimated taxes of any amount determined by the department to be an overpayment of the tax imposed by this part for the preceding tax year.

(c) Except as provided in subsection (5), the taxpayer shall pay the amount of any tax due for the preceding tax year by April 1.

(4) Any amount paid as estimated tax shall be deemed assessed upon the due date for the taxpayer's return for the taxable year.

(5)(a) Except as provided in paragraph (d), the taxpayer shall be liable for interest at the rate of 12 percent per year and for a penalty in an amount determined at the rate of 10 percent per year upon the amount of any underpayment of estimated tax determined under this subsection.

(b) For purposes of this subsection, the amount of any underpayment of estimated tax shall be the excess of:

1. The amount of the installment which would be required to be paid if the estimated tax were equal to 80 percent of the tax shown on the return for the taxable year or, if no return were filed, 80 percent of the tax for such year, over

2. The amount, if any, of the installment paid on or before the last date prescribed for payment.

(c) The period of the underpayment for which interest and penalties shall apply shall commence on the date the installment was required to be paid and shall terminate on the date on which the amount of underpayment is paid. For purposes of this paragraph, a payment of estimated tax on any installment date shall be considered a payment of any previous underpayment only to the extent such payment exceeds the amount of the installment determined under paragraph (b)1. for such installment date.

(d) No penalty or interest for underpayment of any installment of estimated tax shall be imposed if the total amount of all such payments made on or before the last date prescribed for the payment of such installment equals or exceeds the amount which would have been required to be paid on or before such date if the estimated tax were the lesser of:

1. An amount equal to 80 percent of the tax finally due for the taxable year; or

2. An amount equal to the tax shown on the taxpayer's return for the preceding taxable year, if a return showing a liability for tax was filed by the taxpayer for the preceding year.

(6) The information contained in any tax return or declaration of any estimated taxes shall be confidential; however, this shall not be construed to prohibit the publication of statistics so classified as to prevent the identification of particular returns when more than one return is made by a particular segment of the industry and identification would adversely affect competitive conditions.

Senator Spicola moved the following amendment to Amendment 1 which was adopted:

**Amendment 1D**—On page 5, line 31, insert after "If,": after the effective date of this act and

Amendment 1 as amended was adopted.

Senators MacKay, Myers, and Spicola offered the following amendment which was moved by Senator MacKay and adopted:

**Amendment 2**—On page 1 in title, strike all of lines 3 through 9, and insert: solid minerals; amending s. 211.31 (1), Florida Statutes, and adding subsections (3) and (4) to said section; increasing the excise tax on the severance of phosphate rock; changing the percentages on the distribution of the proceeds of such tax; amending s. 211.32 (3)(d), Florida Statutes, and adding paragraphs (m) and (n) to said subsection; conforming refund provisions to the change in distribution of the taxes; creating the Phosphate Land Reclamation Study Commission; requiring the Department of Natural Resources to provide staff; providing for economic assistance by the Division of Budget of the Department of Administration providing duties of the commission; providing for a report; limiting the availability of tax refunds; providing an effective date.

On motion by Senator MacKay, by two-thirds vote SB 32-A as amended was read the third time by title and passed. The vote on passage was:

Yeas—27

Castor	Graham	Plante	Thomas, Pat
Chamberlin	Hair	Poston	Vogt
Childers, Don	Holloway	Renick	Ware
Dunn	Johnston	Sayler	Williamson
Firestone	Lewis	Scott	Winn
Gallen	MacKay	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—11

Barron	Henderson	Scarborough	Trask
Childers, W. D.	McClain	Skinner	Wilson
Gorman	Peterson	Tobiassen	

On motion by Senator MacKay, the Senate reconsidered the vote by which SB 32-A as amended passed.

Senator Plante moved the following title amendment which was adopted:

**Amendment 3**—After "tax refunds;" insert: amending s. 211.33, Florida Statutes; providing for quarterly reporting of taxes; providing a penalty;

SB 32-A as further amended was read by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—26

Mr. President	Glisson	Myers	Vogt
Castor	Graham	Poston	Ware
Chamberlin	Hair	Renick	Williamson
Childers, Don	Holloway	Scott	Winn
Dunn	Johnston	Spicola	Zinkil
Firestone	Lewis	Thomas, Jon	
Gallen	MacKay	Thomas, Pat	

Nays—11

Barron	Henderson	Scarborough	Trask
Childers, W. D.	McClain	Skinner	Wilson
Gorman	Peterson	Tobiassen	

**SB 41-A**—A bill to be entitled An act relating to the Beverage Law; amending s. 563.05, Florida Statutes; changing the rate of tax on malt beverages; amending s. 564.06, Florida Statutes; changing the excise tax on wines; amending s. 565.12, Florida Statutes; changing the tax on liquors and beverages; providing an effective date.

On motion by Senator MacKay, by two-thirds vote SB 41-A was read the second time by title.

Senator Williamson moved the following amendment:

**Amendment 1**—On page 1, between lines 26 and 27, insert new Section 2:

Section 2. Section 563.10, Florida Statutes, is created to read:

**563.10 Excise Tax on Soft Drinks.**—

(1) There shall be paid by every person doing business within this state and engaged in the business of selling, manufacturing, purchasing, consigning, using, shipping or distributing, for the purpose of sale within this state, soft drinks, an excise tax upon all such beverages.

(2)(a) Soft drinks are defined to be all carbonated beverages, including carbonated water, containing less than 1% alcohol by weight and any and all soft drink syrups used with carbonated water in the preparation of non-bottle soft drinks.

(b) "Bottled soft drinks" means any ready to use soft drink in a closed or sealed container, regardless of the size of such container.

(3) The excise tax required to be paid by this Section shall be at the rate of 1 cent for each 12 ounces or fractional part thereof for bottled soft drinks and \$1 per gallon or fractional part thereof for soft drink syrup.

(4) The tax imposed by this section shall be paid only once and shall be remitted to the Department of Revenue on or before the twentieth of each month, for all bottled soft drinks and soft drink syrups sold during the previous calendar month.

(5) The Department of Revenue may require the posting of a reasonable surety bond sufficient to secure the payment of all taxes levied.

(6) The Department of Revenue may adopt reasonable rules and regulations in order to carry out the provisions of this section.

(7) The proceeds of the tax hereby levied, except that amount required for administration, shall be deposited in the

State Treasury to the credit of the General Revenue Fund of the State.

(8) Provisions of Chapter 212 relating to penalties shall apply to this section.

(Renumber subsequent sections.)

#### The President presiding

Amendment 1 failed by the following vote:

#### Yeas—14

Mr. President	Gallen	McClain	Williamson
Chamberlin	Henderson	Renick	Wilson
Childers, Don	Johnston	Sayler	
Firestone	MacKay	Ware	

#### Nays—22

Barron	Hair	Scarborough	Tobiassen
Castor	Holloway	Scott	Trask
Childers, W. D.	Lewis	Skinner	Vogt
Glisson	Myers	Spicola	Winn
Gorman	Peterson	Thomas, Jon	
Graham	Poston	Thomas, Pat	

Votes after roll call:

Nay—Zinkil

Yea to Nay—McClain, Ware

Senator Lewis moved the following amendment which was adopted:

**Amendment 2**—On page 4, line 8, strike Section 4 and insert: Section 4. Section 561.501 is created to read:

561.501 Payment of increased tax by wholesaler.—

The tax rate increases imposed in 1977 in ss. 563.05, 564.06 and 565.12 shall be applicable to sales made on and after the effective date of the tax rate increases and shall be remitted and reported as required in ss. 561.50 and 561.56 on the tenth of the month following the month in which the tax rate increases become effective.

Section 5. This act shall become effective July 1, 1977.

Senator Graham moved the following amendment which failed:

**Amendment 3**—On page 1-4, strike all after the enacting clause and insert:

Section 1. Subsection (12) is added to section 561.01, Florida Statutes, to read:

561.01 Definitions.—As used in the Beverage Law:

(12) "Net purchase price" means the gross price charged each distributor computed on a free on board point of origin basis less any allowances or discounts in cash or merchandise or any other consideration or anything of intrinsic value received by the distributor.

Section 2. Section 561.50, Florida Statutes, is amended to read:

561.50 One state tax payment and reports.—There shall be only one state tax paid, as a percentage of the net purchase price, on as to each gallon or fraction thereof of beverages purchased ~~beverage sold~~ under the Beverage Law, and no other excise tax shall be levied directly or indirectly. Said tax shall be computed from the reports, books, and records of manufacturers and distributors, and the amount so computed shall be remitted with the report required by s. 561.55 to the division at intervals of 1 month, on or before the tenth of each month, for all beverages ~~purchased sold~~ during the previous calendar month, and such payment of tax shall accompany the report required by s. 561.55. If the monthly tax liability of a manufacturer or distributor exceeds the amount of the bond furnished for payment of taxes, the division may require payment each Monday of the tax on the ~~purchases sales~~ for the previous week.

Section 3. Subsection (1) of section 561.55, Florida Statutes, is amended to read:

561.55 Manufacturers', distributors', and exporters' records and reports.—

(1) Manufacturers, distributors, and exporters shall each keep a complete and accurate record and make reports showing the amount of beverages manufactured, ~~purchased~~, or sold within the state and ~~from whom purchased~~ and to whom sold; also, of all beverages imported from beyond the limits of the state and to whom sold; also, all beverages exported beyond the limits of the state, to whom sold, the place where sold and the address of the person to whom sold; ~~also, the monthly reports of manufacturers and distributors shall be accompanied by copies of all invoices for the month, such invoices stating the net purchase price paid by each distributor.~~ Manufacturers, distributors, and exporters shall make full and complete report by the 10th day of each month for the previous calendar month. Said report shall be made out in triplicate, two copies of which shall be sent to the division, the third copy retained for the manufacturer's, distributor's, or exporter's record. Reports shall be made on forms prepared and furnished by the division.

Section 4. Section 563.05, Florida Statutes, is amended to read:

563.05 Excise taxes on malt beverages.—As to malt beverages containing more than 1 percent of alcohol by weight, there shall be paid by all manufacturers ~~and~~ distributors, ~~and~~ ~~venders~~, as herein defined, a tax of ~~34 percent of the net purchase price 22 cents per gallon upon all such beverages in bulk or in kegs or barrels, and, when sold in containers of less than 1 gallon, the tax shall be 4 cents on each pint or fraction thereof in said container.~~ However, the excise taxes required to be paid by this section upon malt beverages containing alcohol of not more than 3.2 percent by weight shall not be required to be paid upon such beverages when the same are sold to post exchanges, ship service stores, and base exchanges located in military, naval, or air force reservations within this state.

Section 5. Section 564.06, Florida Statutes, is amended to read:

564.06 Excise taxes on wines and beverages; exemptions.—

(1) As to beverages including wines, except natural sparkling wines and malt beverages, containing more than 1 percent alcohol by weight and less than 14 percent alcohol by weight, there shall be paid by all manufacturers and distributors a tax at the rate of ~~34 percent of the net purchase price \$1.15 per gallon.~~

(2) As to all wines, except natural sparkling wines, containing more than 1 percent alcohol by weight and less than 14 percent alcohol by weight, manufactured in Florida from Florida-grown fresh fruits, berries, or grapes and not from concentrates thereof, except concentrates of fruits, berries, or grapes grown and concentrated in Florida and bottled in Florida and upon all other such beverages except malt beverages, containing more than 1 percent alcohol by weight and less than 14 percent alcohol by weight manufactured and bottled in Florida from Florida-grown citrus products, citrus byproducts, honey, fresh fruits, berries, grapes, sugar cane, guavas, potatoes, peaches, papayas, strawberries, and mangoes, and not from concentrates thereof except concentrates grown and concentrated in the state, ~~there shall be paid a tax at the rate of 17 percent of the net purchase price. the tax imposed by subsection (1) hereof shall not apply provided, however, that in lieu thereof there shall be paid by all manufacturers and distributors a tax of 23 cents per gallon upon such beverages. The rate of tax imposed by this subsection shall be increased by the following schedule: October 1, 1971, 7 cents; October 1, 1972, 7 cents; October 1, 1973, 7 cents; October 1, 1974, 7 cents; and October 1, 1975, 6½ cents.~~

(3) As to all wines, except natural sparkling wines containing 14 percent or more alcohol by weight, there shall be paid by manufacturers and distributors a tax at the rate of ~~34 percent of the net purchase price \$1.60 per gallon; provided, however, that there shall be paid by all manufacturers and distributors a tax at the rate of 17 percent of the net purchase price of 35 cents per gallon and no more, upon all wines manufactured in Florida from fresh fruits, berries, or grapes and not from concentrates thereof, except concentrates of fruits, berries, or grapes grown and concentrated in the state, bottled within this state and containing 14 percent or more of alcohol by weight. The rate of tax imposed on beverages made from Florida products by this subsection shall be increased by the following schedule: October 1, 1971, 9 cents; October 1, 1972, 9 cents;~~

October 1, 1973, 9 cents; October 1, 1974, 9 cents and October 1, 1975, 9 cents.

(4) As to natural sparkling wines there shall be paid by all manufacturers and distributors a tax at the rate of ~~34 percent of the net purchase price \$2.30 per gallon~~; provided, however, that there shall be paid by all manufacturers and distributors a tax at the rate of 17 percent of the net purchase price of 46 cents per gallon and no more, upon all natural sparkling wines manufactured in Florida from fruits, berries, or grapes and not from concentrates thereof, except concentrates of fruits, berries, or grapes grown and concentrated in this state and bottled within this state. ~~The rate of tax imposed on beverages made from Florida products by this subsection shall be increased by the following schedule: October 1, 1971, 13 cents; October 1, 1972, 12 cents; October 1, 1973, 12 cents; October 1, 1974, 12 cents; and October 1, 1975, 12 cents.~~

(5) As to all beverages taxed under this section which are manufactured or bottled in Florida, there shall be a 2 percent discount allowed to the manufacturer or bottler on the amount of taxes assessed against wine for his losses from shrinkage, in filtering, breakage, and waste in bottling, said 2 percent to be computed on the taxable amount assessed by the state when sold taxpaid, and said 2 percent shall be deducted by the manufacturer or bottler on his monthly report.

(6) Wine purchased from a Florida distributor for use used by an ~~any~~ established church as sacramental wine or in connection with religious services is hereby expressly exempted from the provisions of this section.

Section 6. Section 565.12, Florida Statutes, is amended to read:

#### 565.12 Excise tax on liquors and beverages.—

(1)(a) As to beverages containing 14 percent or more of alcohol by weight and not more than 48 percent of alcohol by weight, except wines, there shall be paid by all manufacturers and distributors and vendors a tax at the rate of 34 percent of the net purchase price \$3.75 per gallon.

(b) ~~As to~~ All such beverages manufactured and bottled in Florida from Florida-grown citrus products, citrus byproducts, honey, fresh fruits, berries, grapes, sugar cane, guavas, potatoes, peaches, papayas, strawberries and mangoes, and not from concentrates thereof, except concentrates grown and concentrated in the state shall be taxed at the rate of 17 percent of the net purchase price the tax imposed by paragraph (a) shall not apply; provided, however, that in lieu thereof there shall be paid by all manufacturers and distributors a tax at the rate of 95.8 cents per gallon. The rate of tax imposed by this paragraph shall be increased by the following schedule: October 1, 1971 18.7 cents; October 1, 1972 18.5 cents; October 1, 1973 18.5 cents; October 1, 1974 18.5 cents; and October 1, 1975 18.5 cents.

(2)(a) As to beverages containing more than 48 percent of alcohol by weight, there shall be paid by all manufacturers and distributors and vendors a tax at the rate of 34 percent of the net purchase price \$7.52 per gallon.

(b) ~~As to~~ All such beverages manufactured and bottled in Florida from Florida-grown citrus products, citrus byproducts, honey, fresh fruits, berries, grapes, sugar cane, guavas, potatoes, peaches, papayas, strawberries and mangoes, and not from concentrates thereof except concentrates grown and concentrated in the state shall be taxed at the rate of 17 percent of the net purchase price the tax imposed by paragraph (a) shall not apply; provided, however, that in lieu thereof there shall be paid by all manufacturers and distributors a tax at the rate of one dollar eighty-nine and six-tenths cents per gallon. The difference between the rate of tax imposed by this paragraph and the rate of tax imposed by paragraph (a) shall be reduced and eliminated by the following schedule: October 1, 1971 37.4 cents; October 1, 1972 37 cents; October 1, 1973 37 cents; October 1, 1974 37 cents; and October 1, 1975 37 cents.

(3) The use of the words "and vendors" in subsections (1)(a) and (2)(a) shall not be construed as imposing a new excise tax based upon sale at retail, but shall only be construed as applying the increase in tax rates to vendors' inventories of stock on June 1, 1968.

Section 7. A tax of 34 percent of the net purchase price is levied on all alcoholic beverages in the possession of each distributor on October 1, 1977, except that the levy of tax on those beverages qualifying as Florida products, as provided in

the Beverage Law, shall be 17 percent of the net purchase price. The tax shall be paid to the Division of Beverage of the Department of Business Regulation in six equal monthly payments payable on or before the tenth of the month commencing November 10, 1977.

Section 8. This act shall take effect October 1, 1977.

On motion by Senator MacKay, by two-thirds vote SB 41-A as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

#### Yeas—26

Mr. President	Gallen	MacKay	Trask
Castor	Glisson	Myers	Vogt
Chamberlin	Graham	Peterson	Ware
Childers, Don	Hair	Poston	Williamson
Childers, W. D.	Holloway	Renick	Winn
Dunn	Johnston	Spicola	
Firestone	Lewis	Thomas, Pat	

#### Nays—6

Barron	Scarborough	Tobiassen	Wilson
Sayler	Scott		

Votes after roll call:

Yeas—McClain, Skinner

Nay—Zinkil

Nay to Yea—Scott

SB 40-A—A bill to be entitled An act relating to taxation; amending ss. 210.02(1), (3)-(5), 210.20(2)(a), Florida Statutes; increasing the excise or privilege tax on cigarettes; changing the distribution of funds received from such taxes; providing an effective date.

On motions by Senator MacKay, by two-thirds vote SB 40-A was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

#### Yeas—21

Mr. President	Glisson	MacKay	Thomas, Jon
Castor	Graham	Myers	Vogt
Chamberlin	Hair	Peterson	Winn
Childers, Don	Holloway	Poston	
Firestone	Johnston	Renick	
Gallen	Lewis	Spicola	

#### Nays—17

Barron	McClain	Thomas, Pat	Wilson
Childers, W. D.	Sayler	Tobiassen	Zinkil
Dunn	Scarborough	Trask	
Gorman	Scott	Ware	
Henderson	Skinner	Williamson	

SB 39-A—A bill to be entitled An act relating to the oil and gas production tax; amending s. 211.02(1), Florida Statutes; increasing the rate of taxation; changing the percentage distribution under the first and second oil and gas tax; providing an effective date.

On motion by Senator Myers, by two-thirds vote SB 39-A was read the second time by title.

Senators MacKay, W. D. Childers and Tobiassen offered the following amendment which was moved by Senator MacKay and adopted:

Amendment 1—On page 2, between lines 2 and 3 insert: (c) First gas tax: Eighty percent of the total tax for the state for the use of the general revenue fund.

(d) Second gas tax: Twenty percent of the total tax for the county in which the gas is produced for the use of the general revenue fund of the board of county commissioners.

Senator MacKay moved the following amendments which were adopted:

**Amendment 2**—On page 1, line 26, strike the word "two"

**Amendment 3**—On page 1, lines 27, 30 and 31, strike the words "and gas"

**Amendment 4**—On page 2, between lines 2 and 3, add a new section 2 and renumber subsequent section.

Section 2. The value of any oil or gas production shall not include any wellhead or other production taxes imposed by the United States on producers to the extent such tax or taxes do not provide a credit or deduction for the taxes imposed by this chapter.

**Amendment 5**—On page 1 in title, line 6, after the semicolon insert: excluding from the value of oil or gas production, wellhead or other production taxes imposed by the United States;

Senators MacKay, W. D. Childers, and Tobiasen offered the following title amendments which were moved by Senator MacKay and adopted:

**Amendment 6**—On page 1, line 6, after the word "oil" strike "and gas"

**Amendment 7**—On page 1, line 4, before the semicolon insert: on oil production

On motion by Senator Myers, by two-thirds vote SB 39-A as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—23

Mr. President	Glisson	MacKay	Spicola
Castor	Graham	Myers	Thomas, Jon
Chamberlin	Hair	Peterson	Vogt
Childers, Don	Holloway	Poston	Ware
Dunn	Johnston	Renick	Winn
Firestone	Lewis	Sayler	

Nays—12

Barron	Henderson	Skinner	Trask
Childers, W. D.	Scarborough	Thomas, Pat	Wilson
Gorman	Scott	Tobiasen	Zinkil

Vote after roll call:

Yea—McClain

**SB 51-A**—A bill to be entitled An act relating to The Beverage Law; amending s. 563.02(1), Florida Statutes; prescribing license fees for vendors of malt beverages containing alcohol of more than 1 percent by weight; amending s. 564.02(1), Florida Statutes; prescribing license fees for vendors of beverages containing alcohol of more than 1 percent by weight and not more than 14 percent by weight and wines; amending s. 565.02(1), Florida Statutes; prescribing license fees for vendors who are permitted to sell any alcoholic beverages regardless of alcoholic content; providing an effective date.

On motion by Senator MacKay, by two-thirds vote SB 51-A was read the second time by title.

Senator Jon Thomas moved the following amendment which was adopted:

**Amendment 1**—On page 1, strike line 30 and on page 2, strike lines 1 and 2 and insert: permitted Vendors holding such off premise sales licenses shall not be subject to zoning by municipal and county authorities.

Senator Henderson moved the following amendment which was adopted:

**Amendment 2**—On page 5, line 7 through 15, reinsert stricken language.

On motion by Senator MacKay, by two-thirds vote SB 51-A as amended was read the third time by title, passed, ordered

engrossed and then certified to the House. The vote on passage was:

Yeas—21

Castor	Graham	Peterson	Ware
Chamberlin	Hair	Plante	Wilson
Childers, Don	Johnston	Poston	Winn
Dunn	Lewis	Renick	
Firestone	MacKay	Thomas, Jon	
Gallen	McClain	Vogt	

Nays—13

Barron	Henderson	Thomas, Pat	Zinkil
Childers, W. D.	Scarborough	Tobiasen	
Glisson	Scott	Trask	
Gorman	Skinner	Williamson	

Votes after roll call:

Yeas—Holloway, Myers, Sayler

Nay—Spicola

**SB 48-A**—A bill to be entitled An act relating to corporations; amending s. 607.361(2), Florida Statutes, 1976 Supplement; to increase the fee for filing an annual report; providing an effective date.

On motions by Senator MacKay, by two-thirds vote SB 48-A was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Glisson	MacKay	Thomas, Jon
Barron	Gorman	McClain	Thomas, Pat
Castor	Graham	Peterson	Vogt
Chamberlin	Hair	Poston	Ware
Childers, Don	Henderson	Renick	Wilson
Dunn	Johnston	Skinner	Winn
Firestone	Lewis	Spicola	Zinkil

Nays—5

Childers, W. D.	Scott	Tobiasen	Trask
Scarborough			

Votes after roll call:

Yeas—Holloway, Myers, Sayler

Nay to Yea—Trask

**SB 49-A**—A bill to be entitled An act relating to estate taxes; creating s. 198.015, Florida Statutes, providing that, for purposes of estate taxes, persons who have dwelt or lodged in Florida for a certain time prior to their demise shall be presumed domiciliaries of the state; amending s. 198.15, Florida Statutes, 1976 Supplement, extending to 10 years the aggregate of extensions allowed on the payment of estate taxes which are due; amending s. 198.16, Florida Statutes, 1976 Supplement, increasing the interest rate charged on deficient estate taxes; amending s. 198.22, Florida Statutes; increasing to 12 years the amount of time for which a lien for unpaid taxes is valid upon an estate; removing the waiver fee for waivers releasing property from such lien; amending s. 198.35, Florida Statutes, providing that the interpretation and construction of Florida's estate tax laws shall, where applicable, be based on the inheritance tax laws of the United States effective January 1, 1978; providing an effective date.

On motions by Senator MacKay, by two-thirds vote SB 49-A was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Childers, Don	Glisson	Henderson
Barron	Childers, W. D.	Gorman	Johnston
Castor	Dunn	Graham	Lewis
Chamberlin	Firestone	Hair	MacKay



McClain	Sayler	Thomas, Jon	Ware
Peterson	Scarborough	Thomas, Pat	Wilson
Plante	Scott	Tobiassen	Winn
Poston	Skinner	Trask	Zinkil
Renick	Spicola	Vogt	

Nays—None

Votes after roll call:

Yeas—Holloway, Myers

**HB 36-A**—A bill to be entitled An act relating to community redevelopment; amending s. 163.340(1) and (9), Florida Statutes, redefining the terms "agency" or "community redevelopment agency" and the term "community redevelopment project"; creating ss. 163.356-163.358, Florida Statutes; providing for the creation of a community redevelopment agency; providing that the governing body may act as a community redevelopment agency; providing for conferring the powers and duties of a community redevelopment agency upon certain existing boards or authorities; providing that certain powers continue to vest in the governing body; amending s. 163.360, Florida Statutes, providing requirements relating to community redevelopment plans; creating s. 163.361, Florida Statutes, providing for the modification of community redevelopment plans; creating s. 163.362, Florida Statutes, providing for the contents of community redevelopment plans; creating s. 163.367, Florida Statutes, restricting acquisition of interest in a community redevelopment project; amending s. 163.370(3), (4), (11), and (14), Florida Statutes; providing community redevelopment agencies with certain powers; deleting provisions relating to imposition of restrictions under certain statutory provisions; amending s. 163.375(1), Florida Statutes, providing that a community redevelopment agency may exercise the power of eminent domain; amending s. 163.380, Florida Statutes; providing for disposal of property in a community redevelopment area; including community redevelopment agencies; amending s. 163.385, Florida Statutes, 1976 Supplement, providing for the issuance of revenue bonds by a county, municipality or community redevelopment agency; creating s. 163.387, Florida Statutes, providing for the establishment of a redevelopment trust fund; amending s. 163.390, Florida Statutes, relating to conditions under which such bonds are considered legal investments; amending s. 163.395, Florida Statutes, relating to exempt property, to include community redevelopment agencies; amending s. 163.400(1), Florida Statutes, relating to cooperation by public bodies; amending ss. 163.405 and 163.445, Florida Statutes, relating to title of purchaser and assistance by state agencies, to include community redevelopment agencies; repealing ss. 163.420 and 163.425, Florida Statutes, 1976 Supplement, relating to powers of counties and municipalities in carrying out community redevelopment projects and to creation of community redevelopment agencies, and s. 163.435, Florida Statutes, relating to prohibitions against acquiring interest in community redevelopment projects; providing a severability clause; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote HB 36-A was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Graham	Renick	Trask
Barron	Hair	Scarborough	Vogt
Castor	Henderson	Scott	Ware
Childers, W. D.	Holloway	Skinner	Wilson
Dunn	McClain	Spicola	Winn
Firestone	Myers	Thomas, Jon	
Glisson	Peterson	Thomas, Pat	
Gorman	Poston	Tobiassen	

Nays—6

Chamberlin	Johnston	MacKay	Plante
Childers, Don	Lewis		

Vote after roll call:

Yea to Nay—Wilson

**HB 35-A**—A bill to be entitled An act relating to ad valorem tax exemptions; creating s. 196.1985, Florida Statutes; providing

exemption for property owned and used by labor organizations for certain purposes; amending s. 196.2001(1)(d), Florida Statutes, 1976 Supplement, granting an ad valorem tax exemption to certain nonprofit sewer and water companies whose rates for services are established by the Farmers Home Administration; exempting community halls owned by a non-profit corporation from ad valorem taxation; providing an effective date.

—was read the second time by title.

Senators Spicola, MacKay, Sayler, McClain, Lewis, Dunn and Henderson offered the following amendment which was moved by Senator Spicola and adopted:

**Amendment 1**—On page 2, lines 22-26, strike all of Section 3 on lines 22 through 26 and renumber subsequent section.

Senator Trask was recorded as voting nay.

Senators MacKay and Sayler offered the following amendment which was moved by Senator Sayler and adopted:

**Amendment 2**—On page 2, line 22, insert new subsection (E): (E) The Local Board of Tax Adjustment makes a specific finding that such property to be exempted is in fact being utilized for governmental purpose.

Senator Henderson moved the following amendments which were adopted:

**Amendment 3**—On page 2, line 1, insert new Section 2 and renumber subsequent sections:

Section 2. Subsection (6) of section 196.012, F.S., is amended to read:

196.012 Definitions.—For the purpose of this chapter the following terms are defined as follows except where the context clearly indicates otherwise:

(6) "Charitable purpose" means a function or service which is of such a community service that its discontinuance could legally result in the allocation of public funds for the continuance of the function or service.

**Amendment 4**—On page 1 in title, line 6, before the word "amending" insert: amending s. 196.012(6), Florida Statutes, 1976 Supplement, redefining "charitable purpose" for the purposes of chapter 196, Florida Statutes;

Senators MacKay and Sayler offered the following amendment which was moved by Senator Sayler and adopted:

**Amendment 5**—On page 2, line 2, after the word "amended" insert: , and paragraph (e) is added to said subsection,

Senators Spicola, MacKay, Sayler, McClain, Lewis, Dunn and Henderson offered the following amendment which was moved by Senator Spicola and adopted:

**Amendment 6**—On page 1, strike all of lines 11 through 12 inclusive and insert: providing

Senators MacKay and Sayler offered the following title amendment which was moved by Senator Sayler and adopted:

**Amendment 7**—On page 1, line 7, after the comma ",", insert: and adding a new paragraph (e) to said subsection;

On motion by Senator Spicola, by two-thirds vote HB 35-A as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Hair	Poston	Trask
Castor	Henderson	Renick	Vogt
Chamberlin	Holloway	Sayler	Ware
Childers, Don	Johnston	Scarborough	Williamson
Childers, W. D.	Lewis	Scott	Wilson
Dunn	MacKay	Skinner	Winn
Firestone	McClain	Spicola	Zinkil
Gallen	Myers	Thomas, Jon	
Glisson	Peterson	Thomas, Pat	
Gorman	Plante	Tobiassen	

Nays—None

Vote after roll call:

Yea—Graham

**HB 30-A**—A bill to be entitled An act relating to ad valorem tax exemption; amending s. 196.1975(4)(a), Florida Statutes, 1976 Supplement, providing that the 5-year residency requirement shall not be applicable to certain nonprofit housing projects; amending s. 196.1976, Florida Statutes, 1976 Supplement, to provide for severability for ss. 196.1975 and 196.197; providing an effective date.

—was read the second time by title. On motion by Senator Lewis, by two-thirds vote HB 30-A was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Vogt
Chamberlin	Henderson	Renick	Ware
Childers, Don	Holloway	Saylor	Williamson
Childers, W. D.	Johnston	Scarborough	Wilson
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Spicola	
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 54-A**—A bill to be entitled An act relating to the code of ethics for public officers and employees; amending s. 112.312 (4), Florida Statutes, 1976 Supplement, as amended by act of the 1977 regular legislative session, redefining "candidate"; amending s. 112.3145(1) and (6), Florida Statutes, 1976 Supplement, as amended by act of the 1977 regular legislative session, requiring candidates to file full public disclosure of financial interests; exempting any person who files a disclosure from filing a subsequent disclosure of the same type for the same disclosure period; providing an exemption from nondisclosure penalty provisions under certain circumstances; amending s. 10 of Senate Bill 1454, as enacted during the 1977 Regular Session of the Legislature, to clarify application of financial disclosure provisions for the year 1977; providing an effective date.

On motions by Senator Plante, by two-thirds vote HB 54-A was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Glisson	Peterson	Thomas, Jon
Barron	Gorman	Plante	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Vogt
Childers, Don	Henderson	Saylor	Ware
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil

Nays—1

Johnston

Votes after roll call:

Yeas—Myers, Trask

Nay to Yea—Johnston

The President declared the Senate in recess at 5:07 p.m. to reconvene at 5:30 p.m.

The Senate was called to order by the President at 5:30 p.m. A quorum present—38:

Mr. President	Castor	Childers, Don	Dunn
Barron	Chamberlin	Childers, W. D.	Firestone

Glisson	MacKay	Scarborough	Vogt
Gorman	McClain	Scott	Ware
Graham	Myers	Skinner	Williamson
Hair	Peterson	Spicola	Wilson
Henderson	Plante	Thomas, Jon	Winn
Holloway	Poston	Thomas, Pat	Zinkil
Johnston	Renick	Tobiassen	
Lewis	Saylor	Trask	

On motion by Senator Plante, the rules were waived and the Senate reverted to—

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote and passed HB 53-A and requests the concurrence of the Senate.

*Allen Morris, Clerk*

On motion by Senator Plante, HB 53-A was admitted for introduction and consideration by the required constitutional two-thirds vote of the Senate.

By Representative Sheldon and others—

**HB 53-A**—A bill to be entitled An act relating to nursing homes; providing legislative intent; providing definitions; amending s. 400.141(3), Florida Statutes, providing guidelines for participation by nursing facilities in the operation of geriatric outpatient nurse clinics; providing funds received by nursing homes in connection with geriatric outpatient nurse clinics not be considered in revenues for Medicaid cost reports; providing for an evaluation; providing for a report to the Legislature; amending ss. 400.301, 400.304(2), (3), and (4), 400.307, 400.311, 400.314, 400.317, and 400.321(1), Florida Statutes, changing the designation of nursing home ombudsman committees from regional to district; increasing the membership of the State Nursing Home Ombudsman Committee by adding one licensed pharmacist and one dietitian; increasing the membership of the district nursing home ombudsman committee by adding three nursing home residents, one licensed pharmacist, and one dietitian; providing alternating membership for the new members of the state and district nursing home ombudsman committees; authorizing reimbursement for travel within the nursing home ombudsman committee member's county of residence; amending s. 400.23(3) and (4), Florida Statutes, 1976 Supplement, extending the date on which the system for rating nursing homes is to be implemented and the date on which medical assistance program reimbursements are to be related to ratings; amending s. 409.268, Florida Statutes, 1976 Supplement, providing for annual rather than semiannual cost reports for nursing homes; providing an effective date.

—was read the first time by title and referred to the Committee on Finance, Taxation and Claims.

On motions by Senator Plante, by two-thirds vote HB 53-A was withdrawn from the Committee on Finance, Taxation and Claims and by two-thirds vote placed on the Special Order Calendar.

#### SPECIAL ORDER, continued

On motions by Senator Plante, by two-thirds vote HB 53-A was read the second time by title and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Graham	Poston	Trask
Barron	Hair	Renick	Vogt
Castor	Henderson	Saylor	Ware
Chamberlin	Holloway	Scarborough	Williamson
Childers, Don	Johnston	Scott	Wilson
Childers, W. D.	Lewis	Skinner	Winn
Dunn	MacKay	Spicola	Zinkil
Firestone	McClain	Thomas, Jon	
Glisson	Peterson	Thomas, Pat	
Gorman	Plante	Tobiassen	

Nays—None



*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Vogt—

**SB 20-A**—A bill to be entitled An act relating to assessments of special classes of property; amending s. 193.511, Florida Statutes; changing the assessment on items of inventory from 25 percent to 10 percent; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

**Amendment 1**—On page 1, lines 2-6, strike all of said lines and insert: An act relating to taxation; amending s. 193.511, Florida Statutes; changing the assessment on items of inventory from 25 percent to 10 percent; amending s. 212.031(1), Florida Statutes, increasing the tax on the lease or rental of certain real property; amending s. 212.04(1) and (5), Florida Statutes, increasing certain admissions taxes; amending s. 212.05(1)(a), (2), (3), (4), (5) and (6), Florida Statutes, 1976 Supplement, and the introductory paragraph thereof, increasing the sales, storage and use tax; amending s. 212.055(1), Florida Statutes, 1976 Supplement, conforming language to tax increases; amending s. 212.06(1)(a), Florida Statutes, increasing the sales, storage and use tax collectible from dealers; amending s. 212.08(3) and (4), Florida Statutes, and adding subsection (11) to said section; increasing the tax on the rental of certain farm equipment, providing an exemption; providing an exemption for commercial energy; amending s. 212.12(1), (10) and (11), Florida Statutes, 1976 Supplement, reducing the dealer's credit for collecting tax, amending and creating brackets applicable to taxable transactions; amending s. 125.0165(1), Florida Statutes, 1976 Supplement, relating to discretionary sales taxes; providing legislative intent; amending s. 166.231, Florida Statutes, authorizing the levy of the tax on kerosene and fuel oil; requiring the levy of the tax on certain services at a uniform rate rather than on a percentage basis; providing the tax bases therefor; deleting provisions exempting the fuel adjustment charge on utility service from the tax; exempting the first 600 kilowatt hours of electricity for residential use from the tax; requiring the passing of the exemption to each individual tenant; providing a procedure to be used by municipalities in shifting their tax rate structures; providing a procedure for payment to municipalities of revenues lost due to the exemption; providing a homeowners tax rebate; providing a supplemental appropriation; providing an effective date.

**Amendment 2**—On page 1, line 18, strike Section 3 and insert:

Section 3. Section 196.032, Florida Statutes, is amended to read:

196.032 Replacement funds; trust fund; annual payments.—

(1) There is created the Local Government ~~Additional Homestead~~ Exemption Trust Fund, to be administered by the Department of Revenue.

(2) Each qualified county, municipality, or special district is entitled to receive an annual payment from the fund in an amount equal to the revenue lost as a result of the additional exemptions provided in s. 196.031(3) *and the additional exemption provided in s. 193.511 as amended by this act*. Revenue lost shall be calculated by multiplying 96 percent of the additional exemption granted in s. 196.031(3) *and the additional exemption provided in s. 193.511 as amended by this act* by the applicable millage. A qualified local government is one which either:

(a) Made application to the department not later than December 1; or

(b) Participated in the distribution from the trust fund for the preceding year and levied an ad valorem tax for the current year.

(3) Not later than 30 days after the application deadline of each year, the department shall authorize payment to qualified local governments from the trust fund, as follows:

(a) Qualified local governments for which the department has received the data necessary to compute the amount of revenue lost in the current fiscal year's ad valorem tax levy

as a result of the additional exemptions shall receive payment in the amount of that loss. The department is authorized to make payments on a prorated basis if it deems the balance in the trust fund insufficient to make projected payments.

(b) Qualified local governments for which the department has not received sufficient data to compute the amount of revenue so lost shall receive payment in an amount equivalent to 85 percent of the replacement funds received the previous year from the trust fund. The department shall make full payment, or the proration if the fund is being prorated, upon receipt of sufficient data. ~~For purpose of making payments to such local governments for losses incurred for the 1974 tax year, the department shall estimate the amounts to be paid on the basis of the best evidence available.~~

(4) Amounts by which actual payments to any qualified local government are less than the amount finally determined as the revenue lost from that year's ad valorem tax levy as the result of the additional homestead tax exemptions provided in s. 196.031 (3), *and the reduction of inventory assessment provided in s. 193.511 as amended by this act* shall constitute a first priority charge against the following year's distribution from the trust fund. Such deficiency payments shall be made as soon as funds are available.

Section 4. There is appropriated for the fiscal year 1977-1978 to the Local Government Exemption Trust Fund the sum of \$11 million for the purpose of reimbursing qualified local governments for revenues lost for the 1977 tax year as a result of the reduction of inventory assessment provided in s. 193.511 as amended by this act.

Section 5. Subsections (1), (3), and (6) of section 212.03, Florida Statutes, are amended to read:

212.03 Transient rentals tax; rate, procedure, enforcement, etc.—

(1) It is hereby declared to be the legislative intent that every person is exercising a taxable privilege who engages in the business of renting, leasing or letting any living quarters, sleeping or housekeeping accommodations in, from, or a part of, or in connection with any hotel, apartment house, rooming-house, tourist or trailer camp, as hereinbefore defined in this chapter. For the exercise of said privilege a tax is hereby levied as follows: in the amount equal to 5 4 percent of and on the total rental charged for such living quarters, sleeping or housekeeping accommodations by the person charging or collecting the rental; provided that such tax shall apply to hotels, apartment houses, roominghouses, tourist or trailer camps, as hereinbefore defined in this chapter, whether or not there be in connection with any of the same, any dining rooms, cafes or other places where meals or lunches are sold or served to guests.

(3) Where rentals are received by way of property, goods, wares, merchandise, services or other things of value, the tax shall be at the rate of 5 4 percent of the value of said property, services or other things of value.

(6) It is the legislative intent that every person is engaging in a taxable privilege who leases or rents parking or storage spaces for motor vehicles in parking lots or garages or who leases or rents docking or storage spaces for boats in boat docks or marinas. For the exercise of this privilege a tax is hereby levied at the rate of 5 4 percent on the total rental charged.

Section 6. Subsection (1) of section 212.031, Florida Statutes, is amended to read:

212.031 Lease or rental of real property.—

(1)(a) It is declared to be the legislative intent that every person is exercising a taxable privilege who engages in the business of renting, leasing, or letting any real property unless such property is:

1. Assessed as agricultural property under s. 193.461.

2. Used exclusively as dwelling units.

3. Property subject to tax on parking, docking or storage spaces under s. 212.03(6).

(b) When a lease involves multiple use of real property wherein a part of the real property is subject to the commercial rental tax herein, and a part of the property would be excluded from the tax under subparagraphs 1., 2., or 3. of this

subsection, the department shall determine from the lease and such other information as may be available, that portion of the total rental charge which is exempt from the tax imposed by this section.

(c) For the exercise of such privilege a tax is levied in the amount equal to 5 4 percent of and on the total rent charged for such real property by the person charging or collecting the rental.

(d) Where the rental of any such real property is paid by way of property, goods, wares, merchandise, services or other thing of value, the tax shall be at the rate of 5 4 percent of the value of the property, services or other things of value.

Section 7. Subsections (1) and (5) of section 212.04, Florida Statutes, are amended to read:

212.04 Admissions tax; rate, procedure, enforcement, etc.—It is hereby declared to be the legislative intent that every person is exercising a taxable privilege who sells or receives anything of value, by way of admissions. For the exercise of said privilege a tax is levied as follows:

(1) At the rate of 5 4 percent of sales price, or the actual value received from such admissions said 5 4 percent to be added and collected with all such admissions from the purchaser thereof and such tax shall be paid for the exercise of the privilege as defined in the preceding paragraph. Each ticket shall reflect on its face the actual sales price of admission and the tax shall be computed and collected on the basis of each such admission price.

(5) All of the provisions of this chapter relating to collection, investigation, discovery and aids to collection of taxes upon sales of tangible personal property shall likewise apply to all privileges described or referred to in this section, and the obligations imposed in this chapter upon "retailers" are hereby imposed upon the seller of such admissions. Where tickets or admissions are sold and not used but returned and credited by the seller, the seller may apply to the department for a credit allowance for such returned tickets or admissions where advance payments have been made by the buyer and have been returned by the seller upon such form and in such manner as the department may from time to time prescribe, and the department may upon obtaining satisfactory proof of the refunds on the part of seller credit the seller for taxes paid upon admissions that have been returned unused to the purchaser of those admissions. The seller of admissions upon the payment of the taxes before they become delinquent and the rendering of the returns in accordance with the requirement of the department, and as provided in this law, shall be entitled to a discount of 2 4 3 percent of the amount of taxes upon the payment of the same before the same become delinquent, in the same manner as permitted the sellers of tangible personal property in this chapter.

Section 8. The introductory paragraph, paragraph (a) of subsection (1), and subsections (2), (3), (4), (5) and (6) of section 212.05, Florida Statutes, 1976 Supplement, are amended to read:

212.05 Sales, storage, use tax.—It is hereby declared to be the legislative intent that every person is exercising a taxable privilege who engages in the business of selling tangible personal property at retail in this state, or who rents or furnishes any of the things or services taxable under this chapter, or who stores for use or consumption in this state any item or article of tangible personal property as defined herein and who leases or rents such property within the state. For the exercise of said privilege a tax is levied on each taxable transaction or incident and shall be due and payable, according to the *applicable* brackets set forth in s. 212.12(10) or (11), as follows:

(1)(a) At the rate of 5 4 percent of the sales price of each item or article of tangible personal property when sold at retail in this state, the tax to be computed on each taxable sale for the purpose of remitting the amount of tax due the state, and to include each and every retail sale.

(2) At the rate of 5 4 percent of the cost price of each item or article of tangible personal property when the same is not sold but is used, consumed, distributed or stored for use or consumption in this state.

(3) At the rate of 5 4 percent of the gross proceeds derived from the lease or rental of tangible personal property, as

defined herein, except the rental of motion-picture film where an admission is charged for viewing such film and the lease or rental of a motor vehicle to one lessee or rentee for a period of not less than 12 months where tax was paid on the acquisition of such vehicle by the lessor, where the lease or rental of such property is an established business or part of an established business or the same is incidental or germane to said business.

(4) At the rate of 5 4 percent of the lease or rental price paid by lessee or rentee, or contracted or agreed to be paid by lessee or rentee, to the owner of the tangible personal property.

(5) At the rate of 5 4 percent on charges for all telegraph messages and long distance telephone calls beginning and terminating in this state; on recurring charges to regular subscribers for local telephone service and for wired television service; and on all charges for the installation of telephonic, wired television, and telegraphic equipment, and, at the same rate, on all charges for electrical power or energy. Telephone and telegraph services originating within this state and completed outside this state or originating outside this state and completed within this state are not taxable. The provisions of s. 212.17(3), regarding credit for tax paid on charges subsequently found to be worthless, shall be equally applicable to any tax paid under the provisions of this section on charges for telephone and telegraph services and electric power subsequently found to be uncollectible. The word "charges" in this subsection shall not include any excise or similar tax levied by the federal government, any political subdivision of the state, or any municipality upon the purchase or sale of telephone, wired television or telegraph service, or electric power, which tax is collected by the seller from the purchaser.

(6) At the rate of 5 4 percent on the sale, rental, use, consumption, or storage for use in this state of machines and equipment and parts and accessories therefor used in manufacturing, processing, compounding, producing, mining, or quarrying personal property for sale or to be used in furnishing communications, transportation or public utility services. However, in the case of any written agreement executed prior to July 1, 1971, which became binding before the effective date of this act, for the sale, rental, use, consumption, or storage for use in this state of such property, the dealer making such agreement and paying the tax, or his assigns, may apply to the department within 3 years after the effective date of this act and, upon furnishing sworn proof of the existence of such binding written agreement and of the payment of such taxes, shall obtain a refund of 25 percent of the tax paid with respect to such property.

Section 9. Subsection (1) of section 212.055, Florida Statutes, 1976 Supplement, is amended to read:

212.055 Discretionary tax; charter counties; administration and collection.—

(1) Each charter county which adopted a charter prior to June 1, 1976, may levy, subject to the provisions of s. 125.0165 [F.S. 1976 Supp.], a discretionary 1 percent tax on all 5 4 percent taxable transactions under the provisions of this chapter, except that the sales amount above \$1,000 of any one transaction shall not be taxable.

Section 10. Paragraph (a) of subsection (1) of section 212.06, Florida Statutes, is amended to read:

212.06 Sales, storage, use tax; collectible from dealers; dealers defined; dealers to collect from purchasers; legislative intent as to scope of tax.—

(1)(a) The aforesaid tax at the rate of 5 4 percent of the retail sales price as of the moment of sale, 5 4 percent of the cost price as of the moment of purchase, or 5 4 percent of the cost price as of the moment of commingling with the general mass of property in this state, as the case may be, shall be collectible from all dealers as herein defined on the sale at retail, the use, the consumption, the distribution and the storage for use or consumption in this state, of tangible personal property. The full amount of the tax on credit sales, installment sales, and sales made on any kind of deferred payment plan shall be due at the moment of the transaction in the same manner as a cash sale.

Section 11. Subsection (3) of section 212.08, Florida Statutes, is amended, and subsection (11) is created to read:

212.08 Sales, rental, storage, use tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution and the storage to be used or consumed in this state, of the following tangible personal property, are hereby specifically exempt from the tax imposed by this chapter.

(3) EXEMPTIONS, PARTIAL; CERTAIN FARM EQUIPMENT.—

There shall be taxable at the rate of 3 percent the sale, use, consumption, or storage for use in this state of self-propelled or power-drawn farm equipment used exclusively by a farmer on a farm owned, leased, or sharecropped by him in plowing, planting, cultivating, or harvesting crops. The rental of self-propelled or power-drawn farm equipment shall be taxed at the rate of 5 4 percent.

(11) PARTIAL EXEMPTION; COMMERCIAL FUEL AND ENERGY.—There shall be taxable at the rate of 3 percent the sale, use, consumption, or storage for use in this state of fuel or energy purchased by any business entity in Florida, including those engaged in retailing, wholesaling, manufacturing, processing, producing or fabricating tangible personal property, and including those business entities providing services.

Section 12. Subsections (1), (10) and (11) of section 212.12, Florida Statutes, 1976 Supplement, are amended to read:

212.12 Dealer's credit for collecting tax; penalties for non-compliance; powers of Department of Revenue in dealing with delinquents; brackets applicable to taxable transactions; records required.—

(1) For the purpose of compensating the lessors of real and personal property taxed hereunder, and for the purpose of compensating dealers in tangible personal property and for the purpose of compensating owners of places where admissions are collected, as compensation for the keeping of prescribed records and the proper accounting and remitting of taxes by them, such seller, lessor, owner and dealer shall be allowed 2 4 3 percent of the amount of the tax due and accounted for and remitted to the department, in the form of a deduction in submitting his report and paying the amount due by him, and the department shall allow the said deduction of 2 4 3 percent of the amount of the tax to the person paying the same for remitting the tax in the manner herein provided, and for paying the amount due to be paid by him provided, however, that the 2 4 3 percent allowance shall not be granted nor shall any deduction be permitted where the tax is delinquent at the time of payment, or where there is a manifest failure to maintain proper records or make proper prescribed reports; and as further compensation to dealers in tangible personal property for the keeping of prescribed records and collection of taxes and remitting the same.

(10) Taxes imposed by this chapter upon the privilege of the use, consumption, or storage for consumption, or sale of tangible personal property, admissions and rentals, and communication services as herein taxed shall be collected upon the basis of an addition of the tax imposed by this chapter to the total price of such admissions, rentals, communication services or sale price of such article or articles that are purchased, sold or leased at any one time by or to a customer or buyer, and the dealer, or person charged herein, is required to pay a privilege tax in the amount of the tax imposed by this chapter on the total of his gross sales of tangible personal property, admissions, and rentals, communication services and such person or dealer shall add the tax imposed by this chapter to the price, rental or admissions, and communication services and collect the total sum from the purchaser, admittee, lessee or consumer.

(a) Notwithstanding the rate of taxes imposed upon the privilege of sales, admissions and rentals, and communication services, the following brackets shall be applicable to all 5 4 percent taxable transactions:

1. ~~(a)~~ On single sales of less than 10 cents no tax shall be added.
2. ~~(b)~~ On single sales in amount from 10 cents to 20 25 cents, both inclusive, 1 cent shall be added for taxes.
3. ~~(c)~~ On sales in amounts from 21 26 cents to 40 50 cents, both inclusive, 2 cents shall be added for taxes.
4. ~~(d)~~ On sales in amounts from 41 51 cents to 60 75 cents, both inclusive, 3 cents shall be added for taxes.

5. ~~(e)~~ On sales in amounts from 61 76 cents to 80 cents \$1, both inclusive, 4 cents shall be added for taxes.

6. On sales in amounts from 81 cents to \$1, both inclusive, 5 cents shall be added for taxes.

7. ~~(f)~~ On sales in amounts of more than \$1, 5 4 percent shall be charged upon each dollar of price, plus the above bracket charges upon any fractional part of a dollar.

(b) For those taxable transactions described herein which are taxable at 3 percent, the following brackets shall apply:

1. On single sales of less than 10 cents no tax shall be added.

2. On single sales in amounts from 10 cents to 35 cents, both inclusive, 1 cent shall be added for taxes.

3. On sales in amounts from 36 cents to 65 cents, both inclusive, 2 cents shall be added for taxes.

4. On sales in amounts from 66 cents to \$1, both inclusive, 3 cents shall be added for taxes.

5. On sales in amounts of more than \$1, 3 percent shall be charged on each dollar of price, plus the above bracket charges upon any fractional part of a dollar.

(11) In charter counties which have adopted the discretionary 1 percent tax, the following brackets shall apply: ~~be applicable~~

(a) To all taxable transactions which would otherwise have been 3 4 percent taxable transactions:

1. ~~(a)~~ On single sales of less than 10 cents, no tax shall be added.

2. ~~(b)~~ On single sales in amounts from 10 cents to 25 20 cents, both inclusive, 1 cent shall be added for taxes.

3. ~~(c)~~ On sales in amounts from 26 21 cents to 50 40 cents, both inclusive, 2 cents shall be added for taxes.

4. ~~(d)~~ On sales in amounts from 51 41 cents to 75 60 cents, both inclusive, 3 cents shall be added for taxes.

5. ~~(e)~~ On sales in amounts from 76 61 cents to \$1 80 cents, both inclusive, 4 cents shall be added for taxes.

~~(f) On sales in amounts from 81 cents to \$1, both inclusive, 5 cents shall be added for taxes.~~

6. ~~(g)~~ On sales in amounts from \$1 up to, and including, the first \$1,000 in price, 4 5 percent shall be charged upon each dollar of price, plus the above bracket charges upon any fractional part of a dollar.

7. ~~(h)~~ On sales in amounts of more than \$1,000 in price, 4 5 percent shall be added upon the first \$1,000 in price; and 3 4 percent shall be added upon each dollar of price in excess of the first \$1,000 in price, plus the bracket charges upon any fractional part of a dollar as provided for in subsection (10)(b).

(b) To all taxable transactions which would otherwise have been 5 percent taxable transactions:

1. On single sales of less than 10 cents no tax shall be added.

2. On single sales in amounts from 10 cents to 17 cents, both inclusive, 1 cent shall be added for taxes.

3. On sales in amounts from 18 cents to 34 cents, both inclusive, 2 cents shall be added for taxes.

4. On sales in amounts from 35 cents to 50 cents, both inclusive, 3 cents shall be added for taxes.

5. On sales in amounts from 51 cents to 67 cents, both inclusive, 4 cents shall be added for taxes.

6. On sales in amounts from 68 cents to 84 cents, both inclusive, 5 cents shall be added for taxes.

7. On sales in amounts from 85 cents to \$1, both inclusive, 6 cents shall be added for taxes.

8. On sales in amounts from \$1 up to, and including, the first \$1,000 in price, 6 percent shall be charged upon each dollar of price, plus the above bracket charges upon any fractional part of a dollar.

9. On sales in amounts of more than \$1,000 in price, 6 percent shall be added upon the first \$1,000 in price; and 5 percent shall be added upon each dollar of price in excess of the first \$1,000 in price, plus the bracket charges upon any fractional part of a dollar as provided for in subsection (10)(a).

Section 13. Subsection (1) of section 125.0165, Florida Statutes, 1976 Supplement, is amended to read:

125.0165 Discretionary sales tax; adoption; application of revenue.—

(1) Subject to the provisions of this section and pursuant to the provisions of s. 212.055, the governing authority in each charter county which adopted a charter prior to June 1, 1976, is authorized to levy a discretionary additional 1 percent tax on all 3 or 5 4 percent taxable transactions under the provisions of chapter 212 for the purposes of development, construction, equipment, maintenance, operation, supportive services, and related costs of a fixed guideway rapid transit system. However, the sales amount above \$1,000 of any one transaction shall not be taxable.

Section 14. Section 166.231, Florida Statutes, is amended to read:

166.231 Municipalities; public service tax.—

(1)(a) A municipality may levy a tax on the purchase of electricity, metered or bottled gas (natural liquefied petroleum gas or manufactured), kerosene, fuel oil, water service, telephone service, telegraph service, and cable television service. The tax shall be levied only upon purchases within the municipality and shall be at a uniform rate. The tax on telephone service, telegraph service, and cable television service shall not exceed 10 percent of the payments received by the seller of the taxable item from the purchaser for the purchase of such service. The tax on the purchase of electricity shall be based upon the number of kilowatt hours purchased; the tax on the purchase of metered or bottled gas (natural liquefied petroleum gas or manufactured) shall be based on the number of cubic feet purchased; the tax on the purchase of fuel oil and kerosene shall be based on the number of gallons purchased; and the tax on the purchase of water service shall be based on the number of gallons purchased.

(b) The tax imposed by paragraph (a) shall not be applied against any fuel adjustment charge, and such charge shall be separately stated on each bill. "Fuel adjustment charge" shall mean all increases in the cost of utility services to the ultimate consumer resulting from an increase in the cost of fuel to the utility subsequent to October 1, 1973.

(2) Services competitive with those enumerated in subsection (1), as defined by ordinance, shall be taxed on a comparable base at the same rates.

(3) The tax on electricity authorized under subsection (1) shall not be levied and collected on the first 600 kilowatt hours purchased for residential use. Such exemption shall apply to each separate residential unit, regardless of whether such unit is on a separate or central meter, and shall be passed on to each individual tenant.

(4)(2) The purchase of natural gas or fuel oil by a public or private utility, either for resale or for use as fuel in the generation of electricity, or the purchase of fuel oil or kerosene for use as an aircraft engine fuel or propellant or for use in internal combustion engines shall be exempt from taxation hereunder.

(5)(4) A municipality may exempt from taxation hereunder the purchase of the taxable items by the United States Government, the State of Florida, or any other public body as defined in s. 1.01, and shall exempt purchases by ~~any~~ recognized church in this state for use exclusively for church purposes.

(6)(5) The tax authorized hereunder shall be collected by the seller of the taxable item from the purchaser at the time of the payment for such service. The seller shall remit the taxes collected to the municipality in the manner prescribed by ordinance.

(7)(6) A municipality shall notify in writing any known seller of items taxable hereunder of any change in the boundaries of the municipality or in the rate of taxation.

Section 2. Commencing October 1, 1977, each municipality levying a tax pursuant to s. 166.231, Florida Statutes, shall implement a new tax rate structure and tax base in accordance with this act. The new tax rates shall apply to prior purchases of service if the purchases were billed during the month of October and thereafter. The shift in the tax rate and tax base for electricity, metered or bottled gas, fuel oil, kerosene, and water shall be accomplished in the following manner:

(1) Each municipality levying the tax shall, prior to October 1, 1977, compute the amount of tax it received from each source for the most recent 12 months for which such data is available;

(2) The amount determined under subsection (1) shall be divided by the number of units purchased and taxed for the same period of time used in subsection (1); and

(3) One hundred five percent of the resulting figure rounded to no more than four decimal places shall be the maximum per unit which the municipality may levy for the fiscal year beginning October 1, 1977. However, during the year of conversion to a physical unit tax, the municipality may adjust its rates to ensure that revenues derived from the tax shall equal 105 percent of the revenues derived in the immediately preceding fiscal year.

(4) The seller of the taxable item shall remit to the municipality the amount of tax which would have been collected if the exemption under the provisions of s. 166.231(3), Florida Statutes, were not granted. The seller, in its next remittance of taxes collected pursuant to Chapter 212, Florida Statutes, shall credit the seller's tax liability in an amount equal to the amount remitted to the municipality. In the event that the amount remitted to the municipality exceeds the tax liability for taxes collected pursuant to Chapter 212, Florida Statutes, the seller shall credit its next regular remittance to the state in the amount of the difference between the remittance to the municipality and the preceding period's remittance of taxes collected pursuant to Chapter 212, Florida Statutes.

In those years subsequent to the year of conversion to a physical unit tax, the municipality may amend its tax rate by ordinance.

Section 15. There is hereby appropriated \$15,000,000 from the General Revenue Fund to be added to and become a part of item 355A, Section 1 of the 1977-78 General Appropriations Act.

Section 16. There is hereby appropriated \$5,000,000 from the General Revenue Fund to be added to and become a part of item 350, Section 1 of the 1977-78 General Appropriations Act.

Section 17. There is hereby appropriated \$5,000,000 from the General Revenue fund to be added to and become a part of item 361, Section 1 of the 1977-78 General Appropriations Act.

If any portion of this amount funds transportation above the formula calculated amount such amount shall be distributed for school transportation so that each district shall get the same percent of the above calculated formula portion as they got of the formula portion.

Section 18. Homeowners Property Tax Rebate

(1) Every person who has the legal title or beneficial title in equity to real property in this state and who is eligible as of January 1, 1977 for the exemption provided in subsection 196.031(1), Florida Statutes, is hereby eligible for a Homeowners Property Tax Rebate for ad valorem taxes paid pursuant to School District levies against the 1977 Real Property Assessment Rolls.

(2) The value of said rebate shall be computed as two (2) mills against the non-exempt value of property eligible for the exemption provided in subsection 196.031(1), Florida Statutes.

(3) Each county tax collector shall compute and pay to each eligible taxpayer the value of said rebate within 30 days of the proper receipt of said taxpayer's 1977 ad valorem liability; provided, however, that no rebate shall be paid to any taxpayer whose payment is delinquent pursuant to Subsection 197.016(1), Florida Statutes.

(4) Funds for said rebate shall be drawn by the tax collector from monies which otherwise would be distributed to school districts pursuant to Subsection 197.016(2), Florida Statutes.

- (5) On February 1, 1978 the Department of Revenue shall pay to each of the several school districts an amount equal to 1.5 mills times the 1977 non-exempt value of property within each district for which an exemption was granted pursuant to Subsection 196.031(1), Florida Statutes.
- (6) Not later than 15 days after 1977 ad valorem taxes become delinquent, each tax collector shall certify to the Department of Revenue the total amount of rebates paid pursuant to Section (3) above. Not later than 15 days after the receipt of said certification the Department of Revenue shall pay to the appropriate school district an amount equal to the difference between the certified amount and monies paid pursuant to Section (5) above.

Section 19. There is hereby appropriated from the General Revenue Fund to the Department of Revenue a sum sufficient to comply with the provisions of Section 14 of this act.

Section 20. This act shall take effect July 1, 1977, except that section 14 shall take effect October 1, 1977.

On motions by Senator Plante, the Senate refused to concur in the House amendments. The vote was:

## Yeas—30

Mr. President	Hair	Plante	Tobiassen
Barron	Henderson	Poston	Trask
Chamberlin	Holloway	Renick	Vogt
Childers, Don	Johnston	Sayler	Ware
Childers, W. D.	Lewis	Scarborough	Williamson
Dunn	MacKay	Scott	Wilson
Gorman	McClain	Spicola	
Graham	Peterson	Thomas, Pat	

## Nays—5

Castor	Glisson	Winn	Zinkil
Firestone			

Vote after roll call:

Yea—Myers

The action of the Senate was certified to the House.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has accepted the Conference Committee Report as an entirety and passed SB 29-A as amended by the Conference Committee Report.

*Allen Morris, Clerk*

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed SB 30-A.

*Allen Morris, Clerk*

The bill contained in the above message was ordered enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has accepted the Conference Committee Report as an entirety and passed HB 10-A as amended by the Conference Committee Report.

*Allen Morris, Clerk*

The Senate, by straw ballot, refused to consider HB 1-A. The vote was:

## Yeas—9

Castor	Plante	Ware	Wilson
Childers, Don	Thomas, Jon	Williamson	
Firestone	Vogt		

## Nays—28

Barron	Hair	Myers	Skinner
Chamberlin	Henderson	Peterson	Spicola
Childers, W. D.	Holloway	Poston	Thomas, Pat
Dunn	Johnston	Renick	Tobiassen
Glisson	Lewis	Sayler	Trask
Gorman	MacKay	Scarborough	Winn
Graham	McClain	Scott	Zinkil

## ENROLLING REPORT

SB 17-A has been enrolled, signed by the required Constitutional Officers and filed with the Governor on June 16, 1977.

*Joe Brown, Secretary*

## CO-INTRODUCER

Senator Dunn—SB 9-A

## CORRECTION AND APPROVAL OF JOURNAL

The Journal of June 15 was corrected and approved.

The Journal of June 9 was further corrected and approved as follows:

Page 6, column 1, strike lines 31 through 34 and insert: resident fishing and hunting licenses; providing an effective date.

On motion by Senator Plante, the Senate adjourned sine die at 5:46 p.m.